

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

118+276

CR No.702 of 2020 (O&M)
Date of decision : 05.02.2020.

Sardari Lal (since deceased) through LRs

... Petitioner

Versus

Opinder Singh Walia

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Ms. Sukhdeep Kaur, Advocate and
Mr. Harinder Sharma, Advocate for the petitioner.

Mr. Divjyot Singh Sandhu, Advocate for the respondent.

Anupinder Singh Grewal, J. (Oral)

CM No.2884-CII of 2020

This application is for placing on record an undertaking of the legal heirs of the petitioner.

Heard. For the reasons stated in the application, the same is allowed and undertaking of the legal heirs of the petitioner is taken on record.

CR No.720 of 2020

Learned counsel for the petitioner states that the legal heirs of the petitioner are willing to hand over the vacant possession of the premises within a period of one year and six months from now. He also contends that the arrears of rent along with the future rent shall be deposited within a period of one month before the Appellate Authority. They shall also file an undertaking to this effect before the Appellate Authority.

Learned counsel for the respondent contends that he has no objection if the petitioners hand over vacant possession within a period of one

year and six months, provided they clear arrears of rent within a period of one month from now.

In view of the above, one year and six months' time is granted to the petitioners/tenant for making alternate arrangements, subject to their furnishing an undertaking within a period of fifteen days before the Appellate Authority, that actual, physical, vacant possession of the demised premises would be handed over to the respondent/landlord by 31.07.2021. The undertaking shall also state that the entire arrears of rent and the future rent shall be paid within a period of one month from now.

Needless to say that any violation of the aforesaid terms shall entitle the landlord to seek his eviction forthwith with police help, if necessary and without recourse to any remedy besides the petitioners/tenant making themselves liable to contempt proceedings.

Petition is disposed of in the aforesaid terms.

Pending application(s), if any, shall also stand disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

February 05, 2020
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No