

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL REVISION APPLICATION NO.68 OF 2021

Goverdhan Singh Gulab Singh Rajput ... **APPLICANT**

VERSUS

Lodheshwar Mahadev Mandir Sansthan ... **RESPONDENT**

.....
Mr. P.F. Patni, Advocate for applicant
Mr. V.S. Panpatte, Advocate for respondent
.....

CORAM : R. G. AVACHAT, J.

DATE : 3rd DECEMBER, 2021

PER COURT :

Heard. This application has been preferred by the tenant, taking exception to the judgment and decree, directing him to vacate the tenanted premises (Shop No.4), more particularly described in the plaint.

2. The applicant has come around to vacate the premises. He, however, seeks time of one year for the purpose of vacating the same and to pay the arrears of rent. He has placed on record an undertaking duly sworn in. The

respondent/ landlord is a public Trust. Possession of the tenanted premises was sought for only on the ground of default. The applicant/ tenant runs a shop of kites. According to him, it is a seasonal business and just to garner funds and secure alternative premises he requires 12 months time. He also undertakes to clear all the arrears of rent by April 2022.

3. In the aforesaid factual background, the Court is inclined to accept the undertaking given to this Court. In view of the same, the Civil Revision Application stands disposed of. In case the applicant commits breach of undertaking, the same will entail serious consequences. The execution of the impugned decree is, therefore, stayed till the end of December 2022. If the arrears of rent as has been identified in the suit, are not paid along with further rent by the end of April 2022, the decree shall be executed at once.

**(R. G. AVACHAT)
JUDGE**

fmp/-