

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

CR No. 1437 of 2021 (O&M)

Date of Decision: August 17, 2021

Ram Parkash Pahwa

..... Petitioner(s)

Versus

Yogesh Nagpal

..... Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Abhimanyu Singh, Advocate
for the petitioner.

Mr. Parminder Singh, Advocate
for the respondent.

LISA GILL, J.(oral)

This matter is being taken up for hearing through video conferencing due to the outbreak of pandemic, COVID-19.

This revision petition has been filed challenging orders dated 14.12.2015 and 11.10.2019, passed by the learned Rent Controller, Karnal and the learned Appellate Authority, Karnal, respectively, whereby eviction of the petitioner-tenant from the demised premises i.e. a house as detailed in the petition, has been ordered.

Notice of motion in this petition was issued only on the aspect whether respondent is agreeable to some reasonable time being afforded to the petitioner to vacate the premises in question.

It is agreed between the parties that vacant peaceful possession

of the premises in question shall be handed over by the petitioner to the respondent on or before 18.12.2021 and that the petitioner will clear all the arrears of rent and will regularly pay the rent to the respondent-landlord at the assessed rate of Rs.300/- per month. Learned counsel for the petitioner further submits that petitioner shall submit a specific undertaking in this regard before learned Executing Court within ten days.

Learned counsel for the respondent-landlord reiterates that respondent has no objection in case petitioner is permitted to retain possession of the premises till 18.12.2021, though vacant peaceful possession of the premises be handed over to the respondent positively by 18.12.2021.

Keeping in view the facts and circumstances, petitioner is permitted to retain possession of the premises in dispute till 18.12.2021, subject to the petitioner submitting a specific undertaking before the learned Executing Court, to the effect that he shall hand over the vacant, peaceful possession of the demised premises to the respondent-landlord on or before 18.12.2021 and will pay the arrears as well regularly pay the rent at the assessed rate of Rs.300/- per month to the respondent-landlord. Said undertaking shall be submitted by the petitioner within 10 days from the receipt of certified copy of this order.

It is made clear that in case, the said undertaking is not furnished by the petitioner within a period of 10 days, from the date of receipt of certified copy of this order or in case of any violation of the aforesaid terms, the respondent-landlord shall be entitled to seek eviction of the petitioner from the

demised premises forthwith, with police help and without recourse to any remedy, besides, the petitioner-tenant making himself liable to contempt proceedings.

Revision petition is accordingly disposed of.

August 17, 2021

Sunil

(Lisa Gill)
Judge

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No