

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

**COCp-426-2021 (O&M)
Date of decision: 03.05.2023**

Kulwant Singh Nijjar

...Petitioner

Versus

Amandeep Singh Qaumi and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. R. S. Athwal, Advocate
for the petitioner.

Mr. K. S. Dadwal, Advocate and
Ms. Neha Jain, Advocate
for the respondents.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner alleges violation of the order dated 31.07.2019, passed by the Additional District Judge, Jalandhar in Rent Appeal No. 117 of 2018.

As per aforesaid order, after recording the statement of respondent No. 1 Amandeep Singh Qaumi that the matter stands settled and the respondent(s) will hand over the vacant possession of the property on or before 31.01.2021 and will also clear the arrears of rent before handing over the possession, the said appeal was dismissed as withdrawn.

Learned counsel for the petitioner submits that since the respondents did not comply with the undertaking given before the Court, the petitioner filed an execution application, in which, the possession has been delivered to the petitioner on 12.07.2022, as noticed by the executing Court that the execution is filed being fully satisfied. Later on, before the National Lok Adalat on 13.08.2022, the execution was withdrawn by the petitioner.

[Neutral Citation No. 2023:PHHC:063894]

Learned counsel for the petitioner further submits that the respondents have not paid the arrears of the rent due against them, however, a perusal of the aforesaid orders shows that nothing is stated that the petitioner has agitated that the rent is still due.

In view of the same, no case of any willful disobedience is made out against the respondents.

Accordingly, the present petition is dismissed.

Rule stands discharged.

03.05.2023
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No