

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

CR-2693-2023

Decided on:-17.07.2023

M/s Vimal Garments and another

....Petitioners..

vs.

Gurwinder Singh Bhatia and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Ms. Komalpreet Kaur, Advocate for
Mr. Deepak Arora, Advocate,
for the petitioner(s).

Mr. Baldev Singh Sidhu, Advocate,
for respondent No.1.

HARKESH MANUJA J. (Oral)

1. By way of present revision petition, challenge has been made to the judgments dated 03.04.2018 and 03.03.2023 passed by learned Rent Controller, Gurdaspur as well as learned Appellate Authority, Gurdaspur, thereby eviction order has been passed against the petitioner(s).

2. At the time of issuing notice of motion dated 02.05.2023, this Court passed the following order:-

“Learned counsel for the petitioner submits that the petitioner is confining his prayer in this petition to grant of reasonable time to vacate the premises.

Issue notice to the respondents returnable by 11.05.2023.

Dasti as well.

The Executing Court shall adjourn the case beyond that date in the instant case.”

Thereafter on 11.05.2023, upon appearance of respondent No.1, this Court passed the following order:-

“Learned counsel appearing for the petitioners submits that the petitioners shall hand over vacant possession of the demised premises on or before 01.06.2024 and prays for time to file an affidavit in this regard.

Learned counsel for respondent No.1 submits that the respondent would be agreeable if the petitioners hand over vacant possession of the demised premises on or before 01.06.2024.

List on 16.05.2023.”

3. Today, learned counsel appearing on behalf of the petitioner(s) prays for some more time to file affidavit in pursuance to order dated 11.05.2023.

4. In view of the aforesaid, once respondent No.1-landlord agrees for grant of time in favour of petitioner(s)-tenant(s) as prayed for at the time of issuance of notice, for the purpose of vacating/surrendring possession of the demised premises till 01.06.2024, the present petition is disposed of with the following conditions:-

- i) the petitioner(s) shall hand over the vacant possession of the tenanted premises to the respondent/landlord on or before 01.06.2024;
- ii) the petitioner(s) shall furnish an undertaking before the Rent Controller, Gurdaspur within fifteen days from today that he will hand over vacant possession of the tenanted premises to the respondent-landlord on or before 01.06.2024; and
- iii) the petitioner(s) shall clear arrears of rent, if any, as per the findings recorded by the authorities below, within a period of

one month from today and will continue to clear the arrears by seventh of each month, till 01.06.2024.

- 5. Failure of the petitioner(s) to comply with either of the conditions would entitle the respondent/landlord to execute the eviction order forthwith.
- 6. Pending application(s), if any, shall also stand disposed of.

17.07.2023
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(HARKESH MANUJA)
JUDGE

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