

CR-2816-2022

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

Sr. No.122

CR-2816-2022

Date of Decision: 29.08.2023

M/S THE FOOD BOOK CAFE AND ANR

....Petitioners

Versus

RASHMI CHADHA

.....Respondent

CORAM: HON'BLE MRS JUSTICE ARCHANA PURI

Present:- Mr. Prateek Sodhi, Advocate
for the petitioners.

Mr. Aayush Gupta, Advocate
for the respondent.

ARCHANA PURI, J. (Oral)

Before beginning the arguments, learned counsel for the respondent has made an offer for settlement of the dispute between the parties regarding this revision, with regard to duration of the time, for which the rent is due.

As per learned counsel for the petitioner/tenant, the petitioner is in arrears of rent for the period from 01.09.2021 to 01.09.2023 i.e. for a period of 24 months.

However, learned counsel for the respondent submits that the petitioner has made payment for the period w.e.f. 01.06.2020 to 30.04.2022, and gives an offer that the same may be adjusted from the arrears, due from 01.09.2021 to 01.09.2023. After the said adjustment, it is submitted that the petitioners may pay for a period of two months thereafter and the issue with regard to the rent to be paid from 01.06.2019 till 01.09.2021, may be taken up by the trial Court, at the time of final disposal.

In view of the offer, so made, learned counsel for the petitioners, submits that the same is acceptable to the petitioners and respondent shall not raise the issue with regard to the duration of rent, as made in the impugned order, any further.

In the given circumstances, the rent outstanding is settled between the parties mutually, more particularly, when there is no dispute with regard to the rate of rent. In view of the settlement, so acceptable to learned counsel for both the parties, as stated aforesaid, the instant revision petition is hereby accepted and the impugned orders dated 30.04.2022 and 30.05.2022 are hereby set aside.

However, the parties shall remain bound by the settlement, so made aforesaid. In any case, the observations, so made, are circumscribed only for the purposes of settlement, so reached between the parties, at the initial stage of the case, when the aforesaid impugned orders were passed and thereupon, issue relating to the payment of rent for the period from 01.06.2019 till 01.09.2021, shall be adjudicated by the trial Court in due course, at the time of final disposal.

Accordingly, the instant revision petition stands disposed of.

29.08.2023
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(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No