

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(283)

CR-3144-2023 (O&M)

Date of Decision : 29.05.2023

Ramesh Chand

...Petitioner

Versus

Gaurav

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Amar Vivek Aggarwal, Advocate and
Mr. Pritish Goel, Advocate for the petitioner.

Mr. Mukesh Kumar Verma, Advocate for the respondent.

Harsimran Singh Sethi J. (Oral)

On the last date of hearing, following order was passed :-

“CM-9516-CII-2023

*Present application has been filed for seeking
condonation of delay of 180 days in re-filing the petition.*

*Keeping in view the averments made in the
application, which are duly supported by an affidavit, the
same is allowed and delay of 180 days in re-filing the
petition is allowed.*

CM-9517-CII-2023

Application is allowed, as prayed for.

CR-3144-2023

*Learned counsel for the petitioner at the outset
submits that he will not be pressing this petition on merits in
case, he is given adequate time to shift to another premises
as, his bread and butter is only being earned through the*

present premises and he has two young daughters to get married.

In order to arrive at a decision about the reasonable period to be given to the petitioner to vacate the premises in question, notice be issued to the respondent only on the said aspect for 29.05.2023.

Dasti only.

The counsel is permitted to serve the respondent through the local counsel where the execution petition is pending.”

Learned counsel for the parties submit that they have amicably solved the issue with regard to the vacation of the shop in question between themselves and as per the agreement between the parties, the vacant possession of the shop in question will be given in favour of the respondent on or before 30.04.2024, hence, the present revision petition may kindly be disposed of having been not pressed.

At this stage, learned counsel for the respondent submits that petitioner be directed to keep on paying the rent regularly as he was paying till the premises in question are under his possession including the sundry charges required to be paid by him..

Learned counsel for the petitioner submits that appropriate charges including the rent will be paid to the owner regularly without fail till the vacant possession of the shop is handed over to the respondent.

Further, the petitioner is directed to file appropriate affidavit before the Executing Court that the parties have already decided amicably giving time to the petitioner to vacate the premises by 30.04.2024 and he will adhere to the said compromise without fail.

It may be noticed that in case, the petitioner fails to adhere to the said undertaking recorded herein before this Court, the petitioner will be making himself liable for contempt proceedings.

Keeping in view the above, the present petition is disposed of having been not pressed.

CM-9518-CII-2023

As the petition is disposed of, the present application also stands disposed of.

May 29, 2023
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No