

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

(133)

CR-5802-2023

Date of Decision: 03.10.2023

Bhushan Parkash

.....Appellant

Versus

Smt. Seema Garg

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Pradeep Sehrawat, Advocate, for the appellant.

HARKESH MANUJA, J.(ORAL)

1. Present revision petition is directed against the eviction order dated 21.09.2012 passed by Learned Rent Controller, Kurukshetra and affirmed by learned Appellate Authority, Kurukshetra, vide its judgment dated 05.08.2023.

2. After arguing for sometime, learned counsel for the petitioner states that he does not press the present petition on merit, however prays that the petitioner has been earning his livelihood from the shop in question for the past forty years and is an old man of more than seventy years of age and thus may be given reasonable time to make arrangement of alternative accommodation for setting up of his business.

3. In view of the above, eviction order dated 21.09.2012 passed by the Rent Controller, Kurukshetra and affirmed in appeal by the Appellate Authority, Kurukshetra vide judgment dated 05.08.2023 is confirmed, however, subject to following conditions:-

- i) the petitioner shall hand over vacant possession of the tenanted premises to the respondent/landlady on or before 30.09.2024;
- ii) the petitioner shall furnish an undertaking before the Rent

Controller, Kurukshtra, within fifteen days from today that he will hand over vacant possession of the tenanted premises to the respondent on or before 30.09.2024; and

iii) the petitioner 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 30.09.2024.

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

(HARKESH MANUJA)
JUDGE

03.10.2023
anil

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