

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

112

CM-2488-CII-2023 in/and
CR No.872 of 2023 (O&M)
DATE OF DECISION : 08th FEBRUARY, 2023

Vishav Nath Khullar

.... **Petitioner**

Versus

Rajinder Singh

.... **Respondent**

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Petitioner in person with
 Mr. Amit Kumar Saini, Advocate.

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RAJBIR SEHRAWAT, J. (Oral)

CM-2488-CII-2023

This is an application for condonation of delay of 9 days in re-filing the petition.

For the reasons mentioned in the application, the same is allowed. Delay of 9 days in re-filing the petition is condoned.

CM-2489-CII-2023

Allowed, as prayed for.

Main Case

This is a revision petition filed against the order/judgment dated 22.07.2019 passed by the Rent Controller, Samrala and order/judgment dated 14.10.2022 passed by the Appellate Authority, Ludhiana, whereby the petition filed by the respondent/landlord under Section 13 of the East Punjab Rent Restriction Act, 1949 has been allowed.

The counsel for the petitioner on instructions from the petitioner, who is present in the Court, submits that he does not wish to press the present petition on merits, rather he be given some reasonable time to vacate the premises in question.

In view of the above, the present revision petition is disposed of by granting time to the petitioner to vacate the shop in question on or before 10.05.2023.

However, it is clarified that in case the possession of the shop is not handed over to the respondent/landlord within the aforesaid stipulated time, then the respondent/landlord shall be entitled to get the possession of shop with the help of the police; without requiring any further orders from any Court.

It is further ordered that in case, any articles/items are found lying in the shop in question on or after 11.05.2023, then the same shall be deemed to have been forfeited in favour of the respondent/landlord, who shall be entitled to appropriate or disposed of the same as his own properties.

Needless to say that till vacation of the premises in question, the petitioner shall continue to pay the rent; at the rate as he was earlier paying.

The pending miscellaneous application, if any, is also disposed of as such.

08th FEBRUARY, 2023
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(RAJBIR SEHRAWAT)
JUDGE

Whether speaking/reasoned: Yes No

Whether Reportable: Yes No