



CR-6851-2024(O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-6851-2024 (O&M)

Date of decision : 27.11.2024

Om Prakash Mahajan (since deceased) through his LR

... Petitioner

Versus

Nirmala Rani

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Sachmet Singh Randhawa, Advocate
for the petitioner.

Mr.Sunil Chadha, Senior Advocate with
Ms.Taanvi, Advocate,
Mr.Kashish Aggarwal, Advocate and
Mr.Raghav Chadha, Advocate
for the caveator-respondent.

VIKAS BAHL, J.(ORAL)

1. Challenge in the present revision petition is to the judgment dated 03.09.2024 passed by the Appellate Authority, Gurdaspur, vide which the appeal filed by the respondent-landlord has been allowed and the eviction petition of the respondent-landlord has also been allowed and the petitioner has been directed to vacate the premises in question.

2. Learned counsel for the petitioner, during the course of arguments, has submitted that the petitioner would withdraw the present revision petition but has sought time to vacate the premises and to shift to another premises. It has been stated that the petitioner is a tenant in the



premises since 1967.

3. Learned senior counsel appearing on behalf of the landlord has submitted that in case the petitioner wishes to continue in possession for some months, then, he should pay something more than the rent which he is liable to pay.

4. During the course of arguments, learned counsel for the petitioner and learned senior counsel for the respondent, on instructions from their respective clients, have come to a common understanding that the petitioner be permitted to withdraw the present revision petition with the following directions:-

i) The petitioner would vacate the premises and would hand over the keys of the premises to the respondent on or before 30.05.2025.

ii) The petitioner would pay an amount of Rs.3000/- per month from the month of November, 2024 up to the period the petitioner stays in occupation, on or before 31st of every month.

iii) The petitioner would pay the arrears of rent at the rate of Rs.500/- per year, if any, within a period of one month from today.

iv) The petitioner would file an undertaking on the said three aspects before the Executing Court within a period of three weeks from today with an advance copy to counsel for the landlord in the Executing Court.



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5. It is made clear that in case the petitioner does not submit the said undertaking or does not comply with any of the abovesaid conditions then it would be open to the respondent to seek immediate possession of the premises in question from the petitioner by applying for police help in addition to taking recourse to other proceedings including the Contempt of Courts Act.

6. In view of what has been observed above, the present revision petition is disposed of.

(VIKAS BAHL)
JUDGE

November 27, 2024.
Davinder Kumar

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