



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-2488-2026

Date of decision : 30.04.2026

Bharat Bhushan

... Petitioner

Versus

Gautam Gupta

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Krishan Singh, Advocate for the petitioner.

Mr. Divyam Singh, Advocate for the respondent.

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India for setting aside the impugned order dated 28.01.2026 (Annexure P-5) passed by the Civil Judge (Sr.Div.), Jagadhri, District Yamuna Nagar, vide which the execution petition filed by the petitioner has been disposed of being not satisfied.

2. Learned counsel for the petitioner has submitted that the grievance of the petitioner is that as per the order passed by the Appellate Authority dated 02.12.2024 (Annexure P-3) the amount of mesne profits had to be released to the petitioner, who is the landlord and it was further mentioned that in the event the appeal of the tenant is accepted, the amount would be refunded by the petitioner.

3. Learned counsel for the respondent has submitted that in the earlier order dated 02.12.20224 (Annexure P-2), it was mentioned that mesne profits are to be deposited and thus, the respondent has deposited



mesne profits but it is submitted that a perusal of the order dated 02.12.2024 (Annexure P-3) clearly shows that the amount is to be paid to the petitioner. Paragraph 10 of the order dated 02.12.2024 (Annexure P-3) which has been highlighted before this Court, is reproduced hereinbelow:-

“10. Accordingly, the appellant is directed to pay the amount of Rs.10,000/- per month w.e.f. the date of eviction. The appellant shall also be liable to pay any tax, if any, qua the tenanted premises. However, it is made clear that in the event of the appeal being accepted, the respondent shall refund back the above amount along with interest, as determined by the Authority, to the appellant.”

4. Learned counsel for the respondent has submitted that in view of the same, the respondent has no objection if the amount which has already been deposited before the Appellate Authority, be released in favour of the petitioner. It is submitted that the respondent would fully assist the petitioner in getting the said amount released from the Appellate Authority. Learned counsel for the respondent has further submitted that the respondent would pay mesne profits for every month to the petitioner in the bank account to be furnished by the petitioner to the respondent.

5. Learned counsel for the petitioner has submitted that the present petition be disposed of but the respondent be bound by the statement made before this Court.

6. In view of the above, the present petition is disposed of. The respondent would be bound by the statement made before this Court.

(VIKAS BAHL)
JUDGE

April 30, 2026.
Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No