

**C.R. No. 6 of 2009**

**31.8.2009** Present: Mr. Satyen Vaidya, Advocate, for the petitioner.

Mr. Bhupender Gupta, Sr. Advocate, with Mr. Janesh Gupta, Advocate, for the respondent.

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Parties have arrived at an out of Court settlement. Efforts made by the learned counsel for the parties is appreciated. The petitioner/tenant does not press the present petition and accepts the order of eviction passed by the Court below. He undertakes to hand over the vacant and peaceful possession of the suit premises to the respondent/ landlord on or before 28<sup>th</sup> February, 2011. He undertakes not to create third party rights or damage the suit premises. He undertakes to clear up to date arrears within a period of two months from today and further pay Rs. 800/- (Rupees eight hundred) as use and occupation charges every month up to the date of handing over the possession. He undertakes to file his personal undertaking by way of affidavit incorporating the aforesaid terms within a period of four weeks from today. The petitioner/tenant understands the consequences of violation of the undertaking. Breach of undertaking shall not only tantamount to violation of order of this Court but shall also entitle the landlord to have the orders executed immediately. Petition disposed of.

**CMP No. 18/2009 and CMP No.635/2009**

Disposed of.

(Sanjay Karol),  
Judge.

August 31, 2009  
(PK)