

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 2548/2026

Pramod Gehlot S/o Lt. Shri Champalal, Aged About 61 Years, R/o
Below Moti Chowk Masjid, Moti Chowk, Jodhpur.

-----Petitioner

Versus

Mohammad Wajid S/o Mohammad Zahoor, R/o Ada Bazaar,
Mochiyon Ki Ghati, Nivargaron Ka Mohalla, Jodhpur.

-----Respondent

For Petitioner(s)	:	Mr. Jitendra Chopra
For Respondent(s)	:	Mr. J.K. Bhaiya

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

26/02/2026

1. The present writ petition has been filed by the petitioner-tenant against the judgment dated 18.11.2025 passed by the learned Appellate Rent Tribunal, Jodhpur in Rent Appeal No.30/2025, whereby the appeal filed by him has been rejected and the judgment dated 01.02.2025 passed by the learned Rent Tribunal, Jodhpur in Rent Case No.128/2020 allowing the application filed by the respondent – landlord under sections 9 of the Rajasthan Rent Control Act, 2001 has been affirmed.
2. After arguing for some time, when the Court expressed that there is no merit, learned counsel for the petitioner, instead of arguing the petition on merit, has confined his prayer to the extent of granting time to vacate the rented premise.
3. The writ petition, thus, stands dismissed as withdrawn, while granting time to the petitioner to vacate the rented premise by 31.12.2027, on the following conditions:-

(i) The petitioner will personally submit an undertaking supported by his affidavit before the learned Rent Tribunal to the effect that on or before 31.12.2027, he will hand over peaceful and vacant possession of the rented premises to the respondent. He will also undertake neither to cause any damage to the subject premises, nor to make any alteration and not to assign, subject or in any manner part with possession to any other person and not to put the premise to any use other than the present use and not to cause any nuisance.

(ii) The arrears of rent, if any, shall be cleared within a period of two months from today.

(iii) The petitioner shall pay mesne profits at the rate of three times the monthly rent, from the date of the judgment passed by the Rent Tribunal i.e. 01.02.2025 on or before 7th day of each month in the bank account of the respondent (details of which shall be supplied by the respondent to the petitioner) till the vacant possession of the suit property is handed over i.e. by 31.12.2027. The arrears of mesne profit be paid by the petitioner-tenant to the landlord within a period of two months from the date of this order.

4. It is made clear that upon petitioner failure to comply with any of the conditions aforesaid or violation of any terms of the undertaking, the respondent will be entitled to execute the judgment passed by the Appellate Rent Tribunal forthwith, besides initiating proceedings for contempt of Court, in accordance with law.

5. No order as to cost.

6. Stay application and all pending applications, if any, stand disposed of.

(MUKESH RAJPUROHIT),J