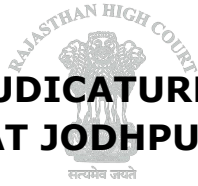


**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**



S.B. Civil Writ Petition No. 10929/2026

CNR: RJHC010474802026

URN: CW / 19900U / 2026

Shashi Prakash S/o Banshilal Ji, Aged About 57 Years, R/o
Kumharo Ki Bagechi Ke Piche, Balaji Road, Masuriya, Jodhpur.

-----Petitioner

Versus

Jawari Devi W/o Bastiram Ji, R/o House No 230, Panchmukhi
Balaji Mandir Ke Samne, Masuriya, Jodhpur.

-----Respondent

For Petitioner(s) : Mr. Shridhar Mehta

For Respondent(s) : Mr. Shiv Ratan Soni

HON'BLE MR. JUSTICE FARJAND ALI

Order

09/07/2026

1. The instant writ petition has been filed to challenge the order dated 28.03.2026 passed by learned Presiding Officer, Rent Tribunal, Jodhpur Metro in Rent Appeal No.67/2025 as well the order dated 01.07.2025 passed by learned Judge, Appellate Rent Tribunal, Jodhpur Metro in Rent Case No.164/2021 whereby the eviction petition moved at the instance of respondent herein has been allowed and an eviction order has been passed against the petitioner along with the order of paying the due rent etc.

2. After arguing to some extent learned counsel for the petitioner seeks withdrawal of the petition, but at the same time beseeches for taking of some lenient view on the ground that he is residing in the premise and he would have to search for a good

place for accommodation and therefore, a reasonable period may be allowed to vacate the premise.

3. The prayer seems to be genuine. Learned counsel Mr. Shiv Ratan Soni appearing for the respondent generously nodded for acceding the prayer made orally by learned counsel Mr. Shridhar Mehta, but at the same time contends that only a reasonable time may be given for vacating the premise on the condition of payment of the mesne profits and amount of use and occupation.

4. Considering the submission, it is ordered that the instant writ petition is disposed of while affirming the order passed by the Rent Tribunal and Appellate Rent Tribunal. The petitioner shall hand over the vacant possession of the rented premise to the respondent landlord till 31.08.2027. In the meantime, he would regularly pay the amount of use and occupation and the mesne profit as determined by learned Tribunal. He shall not be given a further notice for vacation of the premise on 31.08.2027. Learned Tribunal shall issue a warrant of recovery of possession in case the petitioner fails, abstains or take any pretense in vacation of the suit premise after the aforementioned last date of vacation.

5. Pending application, if any, are also disposed of.

(FARJAND ALI),J