

Emaar India Ltd. Vs. Manoj Tayal
Appeal No.92 of 2022

Present: Shri Shekhar Verma, Advocate,
Ld. counsel for the appellant.

Shri Manoj Tayal-Respondent in person (on telephone).

Ld. counsel for the appellant stated at bar that the parties have resolved their dispute through amicable settlement in terms of the Settlement Agreement dated 15th day of February, 2022.

Respondent was contacted through telephone no.98687-30971. He has also sent an e-mail confirming the factum of the settlement.

Ld. counsel for the appellant has filed copy of the Settlement Agreement dated 15th February, 2022, which is taken on record.

Ld. counsel for the appellant states that in view of the amicable settlement between the parties, the present appeal may be dismissed as withdrawn. The amount deposited by the appellant with this Tribunal in compliance of the proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 (for short, the Act) may be refunded.

Shri Manoj Tayal-Respondent has no objection in withdrawal of the present appeal and refund of the amount to the appellant.

In view of the statements made at bar by Ld. counsel for appellant and Shri Manoj Tayal-Respondent, the present appeal is hereby dismissed as withdrawn. The amount of Rs.27,02,400/-, deposited with this Tribunal as pre-deposit, along with interest accrued be sent to the Ld. Authority for disbursement to the appellant subject to tax liability, if any, as per law and rules.

Copy of this order be conveyed to the parties/Ld. counsel for the appellant and the Ld. Haryana Real Estate Regulatory Authority, Gurugram for information and necessary compliance.

File be consigned to the record.

Justice Darshan Singh (Retd.)
Chairman,
Haryana Real Estate Appellate Tribunal,
Chandigarh

June 06, 2022
Manoj Rana

Inderjeet Mehta
Member (Judicial)