

M/s Emaar India Ltd.  
Vs.  
Shalini Malhotra

Appeal No. 101 of 2022

Present: Shri Yashvir Balhara, Advocate, Ld. counsel for the appellant.

Shri Jagdeep Sheoran, Advocate, Ld. counsel for the respondents.

Shri Jagdeep Sheoran, Advocate has filed the Memo of Appearance on behalf of the respondent. The same is taken on record.

Ld. counsel for both the parties stated at bar that the parties have resolved their dispute through amicable settlement in terms of the Settlement Agreement dated 30<sup>th</sup> May, 2022. Copy of the said Settlement Agreement is already 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appellant states that in view of the amicable settlement between the parties, the present appeal may be dismissed as withdrawn.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 Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 (for short, the Act) may be refunded.

Ld. counsel for the respondents 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 counsel for both the parties, the present appeal is hereby dismissed as withdrawn. The amount of Rs.26,74,251/-, 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 parties and the Ld. Haryana Real Estate Regulatory Authority, Gurugram for information and necessary compliance.

File be consigned to the record.

Inderjeet Mehta  
Member (Judicial)  
Haryana Real Estate Appellate Tribunal  
Chandigarh

Anil Kumar Gupta  
Member (Technical)

20.07.2022  
rajni