

**BEFORE THE HARYANA REAL ESTATE APPELLATE
TRIBUNAL**

Appeal No. 340 of 2020
Date of Decision: 19.04.2023

Pareena Infrastructures Pvt. Ltd. Registered office Flat No. 2,
Palam Apartment, Plot No. 13-B, Sector-6, Dwaraka, New Delhi.
Appellant

Versus

Shweta Bajaj, R/o 12C Tower 22, Central Park Resorts, Sector
48, Gurugram.

Respondent

CORAM:

Justice Rajan Gupta
Shri Inderjeet Mehta
Shri Anil Kumar Gupta

Chairman
Member (Judicial)
Member (Technical)

Present: Shri Amit Jain, Advocate,
for the appellant.

Respondent ex-parte.

ORDER:

Rajan Gupta, Chairman (Oral):

Respondent remains unrepresented today. She was
proceeded ex-parte on 21.02.2023.

2. The present appeal is directed against the order dated
09.01.2020 passed by the Haryana Real Estate Regulatory
Authority, Gurugram (hereinafter called, the Id. Authority) in
Complaint No. 2752 of 2019. Operative part thereof reads as under:

*“12. Hence, the Authority hereby pass the following
order and issue directions under Section 34(f) of the Act:*

*(i) The respondent is directed to pay interest at
the prescribed rate of 10.20% p.a. for every month
of delay from the due date of possession i.e.
16.04.2019 till the offer of possession to the
complainant within 90 days from the date of
decision and subsequent interest to be paid by the
10th of each succeeding month.*

(ii) The complainant is directed to pay outstanding dues, after adjustment of interest for the delayed period.”

3. Counsel for the appellant submits that the appellant-promoter is also entitled to charge interest, on the payments which the respondent-allottee has delayed, at the same rate of interest as is allowed to the respondent-allottee in case of delay in delivery of possession.

4. We hereby clarify that the appellant-promoter is entitled to charge the interest at the same rate of 10.20% per annum as has been awarded to the respondent-allottee in case of delay in delivery of possession, on the payment which has been delayed by the respondent-allottee.

5. In these circumstances, Mr. Jain submits that the appeal may be disposed of as withdrawn.

6. Ordered accordingly.

7. Copy of this order be sent to the parties, learned counsel for the parties and Haryana Real Estate Regulatory Authority, Gurugram.

8. File be consigned to the record.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Inderjeet Mehta
Member (Judicial)

Anil Kumar Gupta
Member (Technical)