

**BEFORE THE HARYANA REAL ESTATE APPELLATE
TRIBUNAL**

Appeal No. 513 of 2022

Date of Decision: 15.05.2023

1. Mr. Raj Kumar Dimania

2. Ms. Suhsma Dimania

H. No. 380-A, Block-B, Sector-19, Noida-201301.

Appellants

Versus

BPTP Limited OT-14, 3rd Floor, Next Door Parklands, Sector-76, Faridabad, HR-121004.

Respondent

CORAM:

**Justice Rajan Gupta
Shri Inderjeet Mehta
Shri Anil Kumar Gupta**

**Chairman
Member (Judicial)
Member (Technical)**

Present: Mr. Kunal Thapa, Advocate,
for the appellants.

Mr. Hemant Saini, Advocate,
for the respondent.

ORDER:

RAJAN GUPTA, CHAIRMAN (ORAL):

The present appeal has been preferred by the allottees-appellants with a limited grouse that an amount of Rs.3,00,000/- paid by them on 03.02.2006 and another

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amount of Rs.1,00,000/- paid on 21.05.2012, have not been acknowledged by the respondent-company.

2. During the course of proceedings, order dated 23.02.2023 was passed by this Tribunal. Pursuant to the same, an affidavit of Mr. Sudhanshu Tripathi, one of the Directors of the appellant-company, was filed wherein, it was acknowledged that the appellants had remitted the sum of Rs.3,00,000/-. Operative part of the affidavit reads as under:-

“2. That the present Affidavit is filed pursuant to the Order dated 23.02.3023 passed by this Hon’ble Tribunal. In terms of the said Order, it is stated that the Respondent Company had received a sum of Rs.3,00,000/-from the Appellants/Allottees.”

3. Today, Mr. Saini, Submits that he has sought instructions. It has been verified that another amount of Rs.1,00,000/- had been remitted by the appellants-allottees. In view of the same, direction no.(i) issued by the Authority stands complied with.

4. Learned counsel for the appellants is satisfied with this statement.

5. Needless to observe that the appellants shall be at liberty to bring the aforesaid fact to the notice of the competent Authority as and when required.

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6. The appeal is disposed of as such.
7. Copy of this order be communicated to the parties/learned counsel for the parties and the Haryana Real Estate Regulatory Authority, Panchkula.
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)

15.05.2023
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