

**BEFORE THE HARYANA REAL ESTATE APPELLATE  
TRIBUNAL**

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**Appeal No. 392 of 2020  
Date of Decision: 10.04.2023**

Sweta Estates Private Limited, Global Business Park, Tower-D, 3<sup>rd</sup> Floor,  
M.G. Road, Gurgaon-122002.

Appellant

Versus

Dev Arora, Flt N.8A, Tower No.7, Central Park-II, Sector-48, Sohna Road,  
Gurugram, Haryana.

Respondent

**CORAM:**

Justice Rajan Gupta	Chairman
Shri Inderjeet Mehta,	Member (Judicial)
Shri Anil Kumar Gupta,	Member (Technical)

**Present:** Shri Naveen Sharma, Advocate  
for the appellant.

**ORDER:**

**RAJAN GUPTA, CHAIRMAN:**

There is an application seeking permission to withdraw  
appeal no.392 of 2020 pending before this Tribunal.

2. On the last date of hearing, we had ordered that notice of  
this application be issued to the respondent. Today, the Bench has been  
informed that an email has been received from the office of the Advocate  
(Shri Sanjeev Sharma & Associates) representing the respondents,  
wherein it has been stated that the respondent has already withdrawn  
execution petition filed before the Adjudicating Authority, Gurugram, in  
order to pursue the matter before the Hon'ble National Consumer  
Disputes Redressal Commission, New Delhi (for short 'NCDRC'). Copy of  
communication received through email is taken on record.

3. In view of the above, the application for withdrawal of the present appeal is hereby allowed. The appeal is dismissed as withdrawn.

4. The amount deposited by the appellant i.e. Rs.1,50,215/- with this Tribunal to comply with the proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016, along with interest accrued thereon, be sent to the Haryana Real Estate Regulatory Authority, Gurugram, for disbursement to the appellant subject to tax liability, if any, as per law and rules.

5. We make it clear that withdrawal of this appeal will not affect the order passed by the authority below in any manner. The same thus be deemed to have attained finality.

6. The copy of this order be communicated to the parties/learned counsel for the parties and the learned Authority for compliance.

7. Learned counsel for the appellant shall produce the copy of this order before the Hon'ble NCDRC.

8. File be consigned to the record.

Announced:  
April 10, 2023

Justice Rajan Gupta  
Chairman  
Haryana Real Estate Appellate Tribunal  
Chandigarh

Inderjeet Mehta  
Member (Judicial)

Anil Kumar Gupta  
Member (Technical)