

**BEFORE THE HARYANA REAL ESTATE
APPELLATE TRIBUNAL**

Appeal No.495 of 2022 (O&M)
Date of Decision: 08.08.2023

Puri construction Pvt. Ltd. registered office at 4-7b,
Ground Floor, Tolstoy House, Tolstoy Marg, New Delhi

Appellant

Versus

1. Harish Jaggi

2. Anjali Jaggi

Both resident of B-249, Greater Kailash-1, New Delhi

Respondents

CORAM:

**Justice Rajan Gupta
Shri Anil Kumar Gupta**

**Chairman
Member (Technical)**

Present: Mr. Himanshu Juenja, Authorised Representative,
for the appellant.

Mr. Sanjeev Sharma, Advocate,
for the respondent.

ORDER:

Rajan Gupta, Chairman (Oral):

The present appeal is directed against the order dated 17.05.2022 passed by the Haryana Real Estate Regulatory Authority, Gurugram (hereinafter referred to 'the Authority'). The complaint filed by the respondent was disposed of with certain directions primarily grant of interest @ 9.40% per annum for every month of delay from due date of possession, which was taken to be 10th of November, 2015 till offer of possession i.e. 16th of January, 2017 plus 2 months which was taken as 16th of March, 2017. This amount was to be paid within

90 days of the order. Complainant was also directed to pay the outstanding dues.

2. The matter has been taken up for hearing. Various pleas were raised by both the counsel.

3. A query has, however, been put to them whether they are ready to settle the matter amicably. Both the parties acted fairly and agreed that a lump sum amount of Rs.15 Lac be paid to the allottees for settlement of all issues.

4. Counsel for both the parties have made their respective statements, which were taken on record as Mark 'A' and Mark 'B'.

5. In view of above, appeal is hereby disposed of.

6. Mr. Juneja submits that the undertaking given by him vide settlement Mark 'A' shall be adhered to.

7. The amount of Rs. 30,49,005/- deposited by the appellant/promoter with this Tribunal as pre-deposit to comply with the provisions of proviso to Section 43(5) of the Act, along with interest accrued thereon, be sent to the Authority for disbursement to the appellant/promoter subject to tax liability, if any, as per law.

8. Needless to observe that this order being in the nature of settlement, would not be treated as precedent.

9. File be consigned to the record.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Anil Kumar Gupta
Member (Technical)

08.08.2023
Manoj Rana