

**BEFORE THE HARYANA REAL ESTATE APPELLATE
TRIBUNAL**

**Appeal No. 427 of 2022
Date of Decision: 05.09.2023**

1. Rohit Malik son of Shri Madan Malik;
2. Deepti Malik wife of Rohit Malik;

Both residents of C-8/7, Mian Wali Nagar, PAschim Vihar, Delhi 110087 through their POA Shri Chander Aneja son of Late Desh Raj Aneja.

Appellants

Versus

1. M3M India Private Limited registered office at Unit No.SB/C/5L/Office/008 'M3M Urbana', Sector 67, Gurugram 122 102;
2. Cogent Realtors Private Limited, registered office at LGF, F-22, Sushant Shopping Arcade, Sushant Lok, Phase-1, Gurugram 122 002;
3. Haryana Real Estate Regulatory Authority, New PWD Rest House, Civil Lines, Gurugram.

Respondents

CORAM:

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

Present : Mr. Manoj Yadav, Advocate,
for the appellants.

Mr. R.D. Gupta, Advocate,
for the respondents.

ORDER:

RAJAN GUPTA, CHAIRMAN (Oral):

The present appeal is directed against order dated 12.12.2019 passed by the Haryana Real Estate Regulatory

Authority, Gurugram (for short 'the Authority') whereby Complaint No.1638 of 2019 filed by the appellant/allottees were disposed of. Operative part thereof reads as under:-

“In view of the above discussion the Authority pass an order under Section 34(f) of the Act and issue the following directions:

- a) The respondents/allottees shall make the requisite payments and take the possession of the subject apartment as per the provisions of section 19(6), (7) and (10) of the Act within a period of 30 days.*
- b) The respondents/allottees shall be charged interest at the prescribed rate of interest that is at the rate 10.20% per annum by the complainants/promoter.*
- 8. Complaint stands disposed of.*
- 9. File be consigned to the registry.”*

2. Today when the case has been taken up for hearing, at the outset, Mr. R.D. Gupta, learned counsel for the respondents submits that a settlement has been arrived at with the allottee. He has produced copy of the settlement deed. Same is taken on record as mark 'A'.

3. Mr. Manoj Yadav, learned counsel for the appellants does not controvert this submission. He submits that in view of the settlement he may be allowed to withdraw the present appeal.

4. The appeal is dismissed as withdrawn.

5. File be consigned to the record.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Anil Kumar Gupta
Member (Technical)

05.09.2023
Manoj Rana

Judgment-Haryana Real Estate Appellate Tribunal