

**BEFORE THE HARYANA REAL ESTATE APPELLATE  
TRIBUNAL**

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Appeal No. 759 of 2022  
Date of Decision: 03.10.2023

M/s Vatika Limited, A 002, INXT City Centre, Ground Floor, Block A, Sector 83, Vatika India Next, Gurugram-Haryana, 122012.

Appellant

Versus

Vijay Wadhwa R/o Flat No. A-54, DLF Capital Greens, KaramPuraShivajiMarg, New Delhi-110015.

Respondent

**CORAM:**

**Justice Rajan Gupta  
Shri Anil Kumar Gupta**

**Chairman  
Member (Technical)**

Present: Ms. Navneet Kaur, Advocate  
for the appellant.

Mr. Neeraj Goel, Advocate,  
for the respondent.

**ORDER:**

**Rajan Gupta, Chairman (Oral):**

The present appeal is directed against the order dated 12.09.2022. Operative part thereof reads as under:

*“As per learned counsel for DH report given by bank manager bank account of ID which was ordered to be freezed to realise the decretal amount is an escrow account of ID. Moreover, there is only balance of Rs. 1000/- in that account.*

*She requested to send directors of JD to civil imprisonment. According to her, she has also filed an application in this regard Vide order dated 27.04.2022. JD was asked to furnish details of its assets/properties including details of bank account*

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*(s). Same was to be filed in the form of an affidavit to be sworn by any one from directors. No such affidavit has been filed.*

*Issue arrest warrants against directors, namely, Gautam Bhalla. Brij Kishore Singh, Vijender Singh and Anil Bhalla. AS per counsel for DH. Aforementioned persons are directors of JD.*

*Commissioner of Police, Gurugram is authorized to get them arrested and produce them before this forum on or before next date.*

*To come on 14.11.2022 for further proceedings.”*

2. At the outset, learned counsel for the appellant submits that adjudicating officer has recalled the order dated 10.09.2022 directing arrest of the directors of the promoter company. She seeks to place on record order dated 23.01.2023 in this regard. Same is taken on record. She submits that she may be allowed to withdraw the present appeal. Prayer is accepted.

3. Learned counsel for the respondent does not controvert this fact.

4. In view of the above, appeal is hereby dismissed as withdrawn.

5. file be consigned to the record.

Justice Rajan Gupta  
Chairman  
Haryana Real Estate Appellate Tribunal

Anil Kumar Gupta  
Member (Technical)