

BEFORE THE HARYANA REAL ESTATE APPELLATE TRIBUNAL

Appeal No. 621 of 2024 (O&M)

Date of Decision: 20.02.2025

M/s Jubilant Malls Pvt. Ltd. Regd. office at B-418, New Friends Colony, New Delhi 110025

Appellant/Promoter

Versus

1. Savita

2. Rakhi Dahiya both are resident of Flat No.D-1102, Heritage Max, Sector 102, Gurugram, Haryana 122505

Respondents/allottees

CORAM:

Justice Rajan Gupta
Shri Rakesh Manocha

Chairman
Member (Technical)

Present: Mr. Vijay Partap Singh, Advocate,
for the appellant.

Mr. Vikas Dahiya, authorised representative of Rakhi Dahiya-respondent No.2 in person along with Mr. Mukul Gupta, Advocate.

O R D E R:

RAJAN GUPTA, CHAIRMAN (ORAL):

Mr. Vijay Partap Singh, Advocate put in appearance on behalf of the appellant and filed his Power of Attorney along with no objection from the counsel, who earlier represented the appellant-promoter. Same is taken on record.

2 At the outset, Mr. Gupta submits that he has already withdrawn proceedings initiated before the AO¹ at Gurugram. Same have been dismissed as withdrawn vide order dated 13.01.2025. He has produced a copy thereof, which is taken on record. Same reads as under:

¹ Adjudicating Officer at Gurugram

“It is pointed out that conveyance deed has already been executed and possession has been taken over by DH. Order/decreed is stated to have already been satisfied. Learned counsel for DH requests to withdraw execution petition. Request is allowed. In the facts mention above, execution petition is dismissed as withdrawn. File be consigned to record room.”

3. Learned counsel for the appellant, on instructions from Mr. Vikas Dahiya-Authorised Representative of respondent No.2-Rakhi Dahiya, undertakes that he does not intend to file any other complaint either in the nature of complaint before the Authority or executing petition, with respect to cause of action espoused herein.
4. It appears that now no *lis*, thus, survives in this appeal.
5. In view of above, learned counsel for the appellant prays that he may be allowed to withdraw the instant appeal.
6. Prayer is accepted.
7. Appeal is dismissed as withdrawn.
8. Copy of this order be forwarded to the parties, their counsel and HRERA at Gurugram
9. File be consigned to the records.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Rakesh Manocha
Member (Technical)
(joined through VC)

20.02.2025
Manoj Rana