

**BEFORE THE HARYANA REAL ESTATE APPELLATE  
TRIBUNAL**

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**Appeal No.751 of 2024  
Date of Decision: March 26, 2025**

M/s Elan Buildcon Private Limited, registered office at 15<sup>th</sup> Floor,  
Two Horizon Center, Golf Course Road, DLF Phase 5, Sector 43  
Gurugram Haryana 122002

Appellant.

Versus

1. Surender Kumar;
2. Anarkali, both residents of House No.2151/3, Rajiv Nagar,  
Near Shiv Mandir, Gurugram Haryana.

Respondent

<b>CORAM: Justice Rajan Gupta Shri Rakesh Manocha</b>	<b>Chairman Member (Technical)</b>
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Present: Ms. Tanika Goyal, Advocate,  
for the respondent.

**:O R D E R:**

**RAJAN GUPTA, CHAIRMAN (Oral):**

At the out-set, Ms. Goyal submits that a settlement has been arrived at between the parties, terms whereof are incorporated in the settlement deed. Copy thereof has been produced. Same is taken on record.

2. Learned counsel for the appellant further submits that she has instructions from the appellant-Company (M/s Elan Buildcon Private Limited) to withdraw this appeal. However, pre-deposit amount be returned to the appellant in view of the settlement.

3. Appeal is dismissed as withdrawn.

4. As the appellant claims that the matter has been settled between the parties, the amount cannot be retained by the Tribunal. The same is hereby remitted to the concerned Authority

to be disbursed to the appellant-promoter, after due verification as regards the factum of settlement, on appearance of the parties or their authorised representative(s). Needless to observe tax liability, if any, would apply.

5. File be consigned to the records.

Justice Rajan Gupta  
Chairman  
Haryana Real Estate Appellate Tribunal

Rakesh Manocha  
Member (Technical)

26.03.2025  
Manoj Rana