

Emaar India Ltd.
Vs.
Chiaru Probuild Pvt. Ltd.
CM No.617 of 2025
In Appeal No.343 of 2022

Present: Mr. Kunal Dawar, Advocate (joined through VC)
along with Ms. Tanika Goyal, Advocate,
for the appellant.

This is an application (CM No. 617 of 2025) seeking
release of the pre-deposit made at the time of filing this appeal.

As per counsel, the bunch of 31 appeals filed by the
appellant-promoter were decided together. Error occurred as in
the lead case there was no pre-deposit.

We find substance in plea of the applicant. It appears
that due to inadvertent error, amount of pre-deposit has not been
released to the appellant in this appeal.

Application (CM No. 617 of 2025) is allowed.

It is hereby directed that the amount deposited by
the appellant-promoter with this Tribunal as pre-deposit in terms
of proviso to Section 43(5) of the RERA Act along with interest
accrued thereon be remitted to the learned Authority for
disbursement to the appellant-promoter, subject to tax liability, if
any, as per law.

File be consigned to the records.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Rakesh Manocha
Member (Technical)

07.04.2025
Rajni