

Mrs. Mahindro Devi & Another  
Vs.  
Earth Galleria Pvt. Ltd. & Another  
Appeal No.20 of 2019

Present: Shri Sandeep Singh Ghangas, Advocate, Ld. counsel for the appellant.  
Respondent No.1 Ex-parte.  
Shri Ashish Chopra, Advocate, Ld. counsel for the respondent.

After arguing for some time, Ld. counsel for the appellant states that the present appeal may be dismissed as withdrawn along with the complaint with liberty to the appellant to file a fresh complaint before the Appropriate Authority on the same cause of action and the impugned order passed by the Ld. Authority based on the report of Shri R.S. Baswana, may not have any adverse effect on the rights of the appellant/allottee.

Thus, in view of the statement made at Bar by Ld. counsel for the appellant, the present appeal along with the complaint filed by the appellant/allottee stands dismissed as withdrawn with liberty to the appellant/allottee to file fresh complaint on the same cause of action before the Appropriate/Competent Authority, in accordance with law. It is made clear that the report made by Shri R.S. Baswana, Ld. Enquiry Officer, in complaint No.102/2018 titled "Ms. Roshni Agarwal v. M/s AMB Infrabuild Pvt. Ltd. & Others" will not have any adverse effect on the rights of the appellant/allottee and the fresh complaint, if any, filed by the appellant/allottee shall be decided on its own merits, in accordance with law.

File be consigned to the records.

Justice Darshan Singh (Retd.)  
Chairman,  
Haryana Real Estate Appellate Tribunal,  
Chandigarh  
27.02.2020

Inderjeet Mehta  
Member (Judicial)  
27.02.2020

Anil Kumar Gupta  
Member (Technical)  
27.02.2020