

M/s Alpha Corp. Development Pvt. Ltd.

Vs.

Vibha Agarwal

Appeal No.432 of 2019

Present: Shri Alok Jain, Advocate, Ld. counsel for the appellant. (in person)
Shri Vikas Deep, Advocate, Ld. counsel for the respondent.

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

Ld. counsel for the appellant states that as the impugned order has been set aside in the cross appeal filed by the allottee, so the present appeal has become infructuous and the same may be disposed of as such. The amount deposited by the appellant-promoter with this Tribunal may be refunded.

Ld. counsel for the respondent has no objection in refunding the amount deposited by the appellant-promoter as the appeal is being disposed of having become infructuous.

Thus, in view of the aforesaid statement at bar, the present appeal is hereby dismissed being infructuous. The amount deposited by the appellant-promoter with this Tribunal in order to comply with the provisions of proviso to Section 43(5) of the Real Estate (Regulation & Development) Act, 2016, be refunded to the appellant-promoter as per the rules.

Copy of this order be communicated to the Ld. counsel for the parties/parties and Ld. Haryana Real Estate Regulatory Authority, Panchkula.

File be consigned to the records.

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

Inderjeet Mehta
Member (Judicial)

Anil Kumar Gupta
Member (Technical)

19.08.2020

Gaurav