

Experion Developers Pvt. Ltd. Vs. Sunil Kumar
Appeal No.146 of 2019

Present: Shri Kamaljeet Dahiya, Advocate, Ld. counsel for the appellant.

Shri Sunil Kumar respondent with Shri Surinder Pal, Advocate, Ld. counsel for the respondent.

{The aforesaid presence is being recorded through video conferencing}

This is an application moved by the appellant for withdrawal of the present appeal on the ground of mutual settlement of the dispute and for refund of the amount deposited by the appellant to comply with the provisions of proviso to Section 43(5) of the Real Estate (Regulation & Development) Act, 2016 (hereinafter referred as, 'the Act').

Respondent-Sunil Kumar and Shri Surinder Pal, Advocate, Ld. counsel for the respondent have stated that they have no objection if the amount deposited by appellant in order to comply with the provisions of proviso to Section 43(5) of the Act is refunded to the appellant.

Thus, in view of application moved by the appellant the present appeal is hereby dismissed as withdrawn as a result of the mutual settlement between the parties.

The amount of ₹14,70,716/- deposited by the appellant in order to comply with the provisions of proviso to Section 43(5) of the Act be refunded to the appellant as per rules.

Copy of this order be communicated to parties/Ld. counsel for the parties and Ld. Haryana Real Estate Regulatory Authority, Gurugram for information through e-mail.

These papers be attached with the main appeal.

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)

02.03.2021
Manoj Rana