

S.S Group Pvt. Ltd. Vs. Yatin Kumar Arya
C.M. No. 148 of 2021
In
Appeal No. 602 of 2019

Present: Shri Aashish Chopra, Ld. Senior Advocate with Ms. Swati Dayalan, Advocate, Ld. counsel for the appellant.

{The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual Court}

Office report perused.

The appeal be registered.

Appellant has moved an application for withdrawal of appeal as a result of the Amicable Settlement between the parties. Ld. counsel for the appellant has produced the copy of the Settlement Agreement dated 25.12.2020 as Annexure A-2. The same is taken on record.

Ld. counsel for the appellant has stated that the matter in dispute stands settled between the parties in terms of the Settlement Agreement dated 25.12.2020. In view of that the present appeal may be dismissed as withdrawn and the amount of pre-deposit of Rs. 16,61,437/- deposited by the appellant with this Tribunal may be refunded.

We have perused the Settlement Agreement dated 25.12.2020, which shows that the matter in dispute has been amicably settled between the parties in terms of the said settlement agreement. As per clause 5 of the Settlement Agreement, the respondent has no objection, if the amount of pre-deposit i.e Rs. 16,61,437/- deposited by the appellant with this Tribunal is refunded to the appellant.

Consequently, in view of the application moved by the appellant, the present appeal is hereby dismissed as withdrawn in terms of the Settlement Agreement dated 25.12.2020.

The amount of Rs. 16,61,437/- deposited by the appellant with this Tribunal be refunded to the appellant in accordance with law.

Copy of this order be communicated to ld. counsel for the parties.

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)

25.08.2021
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