

Emaar India Ltd. Vs. Amrita Baid and another
Appeal No. 275 of 2021

Present: Shri Kunal Dawar, Advocate, Ld. counsel for the appellant.
Shri Gaurav Rawat, Advocate, ld. counsel for the respondents.

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

Shri Gaurav Rawat, Advocate, ld. counsel for the respondents has sent the *Vakalatnama*. The same is taken on record.

The service is complete.

Ld. counsel for the appellant has sent through email the Settlement Agreement dated 23.08.2021 entered into between the parties and he wants to withdraw the present appeal as the matter has been amicably settled, so, the present appeal may be dismissed as withdrawn. Amount of Rs. 46,05,599/- deposited by the appellant with this Tribunal as a pre-deposit be refunded to the appellant.

Shri Gaurav Rawat, Advocate, ld. counsel for the respondent has also endorsed the fact that the matter has been amicably settled between the parties in terms of the settlement Agreement dated 23.08.2021. Copy of the Settlement Agreement dated 23.08.2021 sent by ld. counsel for the appellant through email is taken on record.

Thus, in view of the statement at bar made by ld. counsel for the appellant, the present appeal is hereby dismissed as withdrawn in terms of the Settlement Agreement dated 23.08.2021. The amount of Rs. 46,05,599/- deposited by the appellant with this Tribunal in compliance of proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 be refunded to the appellant alongwith interest accrued, if any, as per rules.

Copy of this order be communicated to ld. counsel for the parties/parties, Ld. Authority.

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)