

Emaar MGF Land Ltd. Vs. Sachin Johar
Appeal No. 59 of 2021

Present: Ms. Rupali Shekhar Verma, Advocate, Id. counsel for the appellant.

Shri Varun Chugh, Advocate, Id. counsel for the respondent.

{The Court proceedings conducted through VC}

Ld. counsel for the parties have stated at bar that the matter has been settled amicably between the parties as per the settlement agreement already placed on record. It has also been admitted that the possession of the disputed unit has already been delivered to the respondent-allottee on 30.11.2021, the amount of compensation as determined the settled agreement has also been paid and even the conveyance deed has been executed on 17.01.2022, so there does not remain any dispute between the parties.

Ld. counsel for the appellant states that the present appeal may be dismissed as withdrawn as a result of amicable settlement as per terms and conditions of settlement agreement placed on record. The amount deposited by the appellant-promoter with this Tribunal for compliance of Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 may be refunded.

Shri Varun Chugh, Advocate, Id. counsel for the respondent has no objection in withdrawal of the appeal and for refunding of the aforesaid amount to the appellant-promoter.

Thus, the present appeal is hereby dismissed as withdrawn as a result of amicable settlement between the parties. The amount of Rs. 69,29,091/- be refunded to the appellant as per rules.

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)