

M/s Reliable Real Tech Pvt. Ltd.

Vs.

Ashwani Kumar Gupta

Appeal No.88 of 2020

Present: Shri Devender Punia, Advocate, Ld. counsel for the appellant.

Shri Kanwal Goyal, Advocate, Ld. counsel for respondent.

(CASE TAKEN UP THROUGH VC)

Ld. counsel for the appellant has moved an application for placing on record the possession letter and the statement of account.

The possession letter shows that the possession of the unit has been handed over to the respondent-allottee by the appellant on 27th January, 2022.

Ld. counsel for the appellant states that as per instructions received from the appellant-promoter, the allottee should pay Rs.3,00,000/- in order to clear and settle the claims regarding outstanding amount against the respondent as on 28th February, 2022. He further states that if the counsel for the respondent gives an undertaking for payment of the aforesaid amount of Rs.3,00,000/-, then the present appeal may be dismissed as withdrawn.

Shri Kanwal Goyal, Advocate, Ld. counsel for the respondent has confirmed the factum that respondent has received the physical possession of the unit on 27th January, 2022. He further states that the respondent will deposit a sum of Rs.3,00,000/- in full and final settlement of the claims as on 28th February, 2022 with the appellant-promoter within two weeks from the date of this order.

In view of the aforesaid statements the present appeal is hereby dismissed as withdrawn.

The parties shall remain bound by the undertakings given by their counsel.

In case the respondent fails to comply with the undertaking given by his counsel before this Tribunal, the appellant shall be at liberty to move an application for revival of the appeal.

Copy of this order be sent to parties/Ld. counsel for the parties and Ld. Authority for compliance and information.

File be consigned to record.

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

Inderjeet Mehta
Member (Judicial)

Anil Kumar Gupta
Member (Technical)

02.03.2022
Manoj Rana