

Emaar India Ltd. V/s Sandeep Bishnoi
Appeal No. 40 of 2021

Present: Shri Yashvir Balhara Advocate, Id. counsel for the appellant.
Shri Ajay Kumar Dahiya, Advocate, Id. counsel for the respondent.

Ld. counsel for the parties stated at bar that the matter between the parties has been amicably settled in terms settlement agreement dated 20.01.2022. Copy thereof has already been placed on record by Id. counsel for the appellant.

Ld. counsel for the appellant further states that the present appeal may be dismissed as withdrawn as a result of amicable settlement between the parties in terms of settlement agreement dated 20.01.2022 and the amount of Rs. 74,97,015/- deposited by the appellant for compliance of Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 (in short Act) may be refunded to the appellant.

Shri Ajay Kumar Dahiya, Advocate, Id. counsel for the respondent has also confirmed the factum regarding amicable settlement between the parties. He has further stated that the respondent has no objection in withdrawal of the appeal and for refunding of the aforesaid amount to the appellant-promoter.

In view of the aforesaid statement at bar made by Id. counsel for the parties, the present appeal is hereby dismissed as withdrawn as a result of amicable settlement between the parties. The settlement agreement dated 20.01.2022 shall form the part of this order. The amount of Rs. 74,97,015/- along with interest accrued subject to tax liability as per law and rules be returned to the appellant.

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)

04.04.2022
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