

SS Group Pvt. Ltd.
Vs.
Tarun Sharma
CM Nos. 394, 395 and 396 of 2024
In Appeal No.203 of 2024

Present: Mr. Ajiteshwar Singh, Advocate
for the appellant.

Mr. Tarun Sharma-respondent in person along with
Mr. D.P. Sisodia, Advocate
for the respondent.

On the last date of hearing, following order was
passed in this case :-

“The Authority has directed the promoter to refund the amount of Rs.25,54,500/- along with interest. Appeal has been filed by the promoter primarily assailing the order on the ground that 10% amount of the total consideration has not been deducted from the refundable amount.

As the issue is purely monetary in nature, it appears that the possibility of amicable settlement needs to be explored in view of enabling provision contained in Section 32(g) of the RERA Act.

For exploring the possibility of amicable settlement, it is directed that one of the Directors of the appellant-company and the respondent shall remain present before this Bench on the next date of hearing.

List on 12.05.2025”

Learned counsel for respondent submits that respondent, who is Lieutenant Colonel on operational posting in the North Eastern Region, has travelled all the way from Guwahati in view of aforesaid order. No clear explanation is forthcoming for non-compliance of order by the appellant. It

appears that penal provisions as contained in the Act need to be invoked due to non-appearance of the Director.

At this stage, Mr. Ajiteshwar Singh submits that one opportunity may be granted to the Director to appear before this Bench.

List on 13.05.2025.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Rakesh Manocha
Member (Technical)

12.05.2025
dg