

Krishna
Vs.
M/s Vatika Ltd.

Appeal No.21 of 2022

Present: Mr. Saurav Tyagi, Advocate,
for the appellant.

None for the respondent.

On 15.09.2023, an order was passed, which reads as
under:-

*“On the last date of hearing, the following order was
passed:*

*“Learned counsel for the respondent submits that
the appellant shall be contacted within ten days from today
by the Senior official of the promoter and an earnest efforts
shall be made to settle the matters in issue. This Tribunal
shall be informed about the further progress and affidavit
of the said official shall also be filed on or before the next
date of hearing.*

To come up on 15.09.2023.”

*According to counsel for the appellant, none
from the respondent’s side has contacted her so far to
explore the possibility of amicable settlement of the matter.*

*Faced with this situation, counsel for the
respondent-promoter submits that Senior Executive shall
visit B-36, Rohit Apartments, Plot No. 30, Dwarka, Sector-
10, District South West Delhi on 01.10.2023 between 11.00
a.m to 12.00 p.m after sending appropriate intimation to the
allootee for finally settle the issue. Counsel for the appellant
is agreeable to this. He submits that he shall be apprised
this Tribunal about the further progress on the next date of
hearing.*

Adjourned to 20.10.2023.”

Learned counsel for the appellant, today, submits that no
efforts have been made by the respondent-promoter to contact him so

far. It has, thus, clearly violated the undertaking given before this Tribunal in the aforesaid order.

Today, respondent remains unrepresented even on second call.

We, thus, hereby deem it fit to issue the notice to show cause why action should be not initiated against it for violating the undertaking given before this Tribunal in the order dated 15.09.2023, under Section 63 and/or 64 of the Real Estate (Regulation and Development) Act, 2016.

Adjourned to 11.03.2024.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Anil Kumar Gupta
Member (Technical)

22.12.2023
Manoj Rana