

M/s Pareena Infrastructure Ltd.
Vs
Himanshu Arora
CM Nos. 717, 718, 719, 720 and 1350 of 2023
In Appeal No.313 of 2023

Present: Mr. Kamaljeet Dahiya, Advocate,
for the appellant.

Mr. Siddhant Sharma, Advocate,
Mr. Yadvinder Singh Advocate
for the respondents.

There are applications (CM Nos.717 & 1350 of 2023) seeking condonation of 79 days delay in filing and 121 days in refiling of the appeal. Same is supported by an affidavit of Mr. Subhangi Sharma, Authorised Representative of the appellant-company.

Reply to the application seeking condonation of delay has already been filed.

I have heard learned counsel for the parties and given careful thoughts to the case.

Along with the appeal pre-deposit amount of Rs.1,78,924/- has been made. This deposit is required to be made by the appellant-promoter to protect the interests of the allottees subject to final outcome of the appeal (see para No.122--*M/s. Newtech Promoters and Developers Pvt. Ltd., Vs. State of UP & Others etc. 2021 SCC online SC 1044*).

Accordingly, applications (CM Nos.717 & 1350 of 2023) seeking condonation of delay are allowed. Delay of 79 days in filing and 121 days in refiling of the appeal is condoned.

Appeal be registered.

Issue notice of the main appeal to the respondent for 16.01.2025.

Mr. Dahiya submits that he shall ensure that service is effected, if any, on the respondent(s) remains to be served till date.

A query has been put to learned counsel whether possibility of amicable settlement can be explored. Learned counsel express their willingness. Mr. Dahiya submits that a communication shall be sent to respondent-allottee within two weeks from today to hold deliberations with him.

This Tribunal shall be apprised of further progress, if any, on the next date of hearing.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

15.10.2024
Manoj Rana