

India Bulls Housing Finance Ltd. Vs. HARERA, Gurugram
Appeal No. 351 of 2020

Present: Shri Randeep Singh Rai, Ld. Senior Advocate, with Sh. Gautam Dutt, Advocate, Ld. counsel for the appellant.

Ms. Geeta Rathee, Senior Legal Officer for respondent no. 1.
Sh. Gaurav Goyal, Advocate, ld. counsel for the respondent no. 2.

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

The appellant has filed an application for placing on record the amended memo of parties impleading M/s Supertech Limited promoter as respondent no. 2. The application is allowed. The amended memo of parties is taken on record.

Sh. Harsh Goyal, Advocate, has filed the memo of appearance on behalf of the respondent no. 2. He undertakes to file the vakalatnama alongwith board resolution on the next date of hearing.

Ld. counsel for the appellant contended that the directions issued by the ld. Authority are causing hindrance for the functioning as the appellant is only a financial institution which does not fall in the definition of the promoter by any stretch of imagination.

We have perused the impugned order.

We find some prima-facie substance in the plea raised by the ld. counsel for the appellant.

Consequently, directions as mentioned in para no. 6(i) & 6(iii) issued by the ld. authority vide impugned order are ordered to be kept in abeyance till the decision of this appeal.

Now to come up on 21.01.2021 for arguments on the main appeal.

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

Inderjeet Mehta
Member (Judicial)

Anil Kumar Gupta
Member (Technical)
(joined through video conferencing)

