

Jai Parkash Mehta and another  
Vs.  
Roshni Builder Pvt. Ltd. and another  
CM No.884 of 2024  
In Appeal No.370 of 2024

Present: Mr. Harkirat Singh Guman, Advocate,  
for the appellants.

Learned counsel for the appellants *inter alia* contends that the Authority has not taken into consideration the fact that the appellants have not committed any default in making payment. They have paid 10% of the total sale consideration as per the advertisement brochure. As per him, remaining 90% amount had to be paid at the time of offer of possession. However, respondents manipulated the record and incorporated a different schedule of payment in the allotment letter and the Builder Buyer's Agreement (BBA). Appellants never signed this BBA. Rather objected to the same. These facts have not been appreciated by the Authority.

Issue notice to the respondent for 22.10.2024.

Notice re: application (CM NO. 884 of 2024)  
seeking condonation of delay as well.

Process be issued for this purpose.

Justice Rajan Gupta  
Chairman  
Haryana Real Estate Appellate Tribunal

30.08.2024  
Rajni