

Nitin Malhotra  
Vs.  
Elan Buildwell Ltd.  
CM No.901 of 2023  
In Appeal No. 446 of 2023

Present: Mr. Nitin Kant Setia, Advocate,  
for the appellant.

Mr. Kunal Dawar, Advocate along with  
Ms. Tanika Goyal, Advocate,  
Mr. Shubnit Hans, Advocate,  
for the respondent.

Matter relates to refund of 10% of the amount of total sale consideration at the time of allotment of the unit. As the question is involved only monetary in nature, a query has been put to learned counsel whether they are willing to explore the possibility of amicable settlement.

Mr. Dawar submits that respondent-promoter is not averse to this proposal. He submits that a communication shall be sent to the appellant-allottee to attend the office on 28.08.2024 at 11.00 a.m and earnest efforts shall be made to settle the matter amicably.

Mr. Setia submits that he has instruction to state that appellant-allottee shall cooperate in every manner.

Needless to observe that in case any settlement is arrived at between the parties, it shall not operate as a precedent.

List on 12.09.2024.

Photocopy of this order be placed in files of Appeal Nos. 452, 592, 593, 594, 595, 596, 597, 598 & 661 of 2023.

Justice Rajan Gupta  
Chairman  
Haryana Real Estate Appellate Tribunal

06.08.2024  
Manoj Rana