

M/s TDI Infrastructure Ltd. V/s Manoj Suneja
Appeal No. 472/2019

Present: Sh. Sunny Tyagi, Advocate for Sh. Ajay Ghangas, Advocate, ld.
counsel for the appellant.
Sh. Satish Mishra, Advocate, Ld. counsel for the respondent.

Ld. counsel for the appellant has filed the fresh affidavit of the Sh. Ved Prakash, Director of the appellant company. Copy thereof has been supplied to the ld. counsel for the respondent. The respondent is not still satisfied with the calculations submitted by the appellant. The present appeal is pending at the stage of compliance of the provisions of proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 since long. On every date of hearing, respondent is raising objection with respect to the amount payable to him as per the order of the Ld. Authority.

We have already mentioned in our order dated 22.11.2019 that the Authority has not mentioned any period for calculations of interest for delayed possession. The respondent had undertaken to press its application before the ld. Authority for giving necessary clarification. The result of that application is not yet known.

So, the present appeal is hereby adjourned sine die till the amount is settled by the ld. Authority. The present appeal can be got restored by either of the parties once the amount payable by the appellant/promoter to the respondent/allottee is determined by ld. Authority.

Justice Darshan Singh (Retd.)
Chairman,
Haryana Real Estate Appellate Tribunal,
Chandigarh
13.02.2020

Inderjeet Mehta
Member (Judicial)
13.02.2020

Anil Kumar Gupta
Member (Technical)
13.02.2020