

Seema Jain Vs. Omaxe Ltd.
Appeal No. 512 of 2022

Present: Mr. Brahma Prakash, Advocate,
for the appellant.

None for the respondent.

There is a written request for adjournment on behalf of learned counsel for the respondent on the ground that he is in personal difficulty. Prayer has been opposed by counsel appearing for the appellant saying that the matter has been unnecessarily delayed by the respondent-builder. According to him, the Authority has directed as under:-

“Respondent is directed to hand over possession of a property equivalent to the one earlier booked by complainants along with a comprehensive statement of account incorporating therein the total amount claimed from the complainant and the amount payable by the respondent to the complainant on account of delay caused in handing over of possession within 90 days of uploading of this order”

He expresses his apprehension that the rights of the appellant-allottee shall be prejudiced as the respondent-builder is selling the plot/flat in a manner which is not transparent. He, thus, prays that the respondent be restrained from such sales during the pendency of this appeal.

On the oral plea of the learned counsel for the appellant, notice re: stay.

Adjourned to 25.05.2023.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Inderjeet Mehta
Member (Judicial)

Anil Kumar Gupta
Member (Technical)