

Emaar India Ltd.
Vs.
Daljeet Singh Khurana
Appeal No.79 of 2022

Present: Mr. Kunal Dawar, Advocate, along with
Mr. Puneet Agarwal, Advocate,
Ms. Tanika Chaudhary, Advocate,
Ms. Ankita Chaudhary, Advocate,
Mr. Rohit Sangam, Advocate,
for the appellant.

Mr. Daljeet Singh Khurana-Respondent in person
(In appeal no. 79 of 2022)

Mr. Harshit Joon, Advocate,
(In appeal no. 80, 83, 28 of 2022)

Mr. Ambhanshu Sahni, Advocate
for respondent No.2 (In appeal no. 644 of 2021).

Mr. Anjanpreet Singh, Advocate,
for respondents (In appeal no. 27 of 2022).

Ms. Mehak Sawhney, Advocate,
for respondents (In Appeal No.38, 68 & 73 of 2022).

Mr. Kanwar Shehbaz Singh, Advocate for
Mr. Sandeep Singh Khunger, Advocate,
for the respondent (In Appeal No.39 of 2022).

Mr. Amrinder Singh, Advocate along with
Mr. Amrinder Singh, Advocate,
for the respondents. (In appeal No. 49 of 2022).

Mr. Nishant Bhardwaj, Advocate,
for the respondent.
(In appeal No.54 of 2022).

Mr. Arun Kumar Anand-Respondent in person
(In appeal No.55 of 2022).

Mr. G.D. Kaushik, Advocate,
for the respondent (In appeal No. 57 of 2022).

Mr. Yashvir Singh Balhara, Advocate and
Ms. Ankita Saikia, Advocate,
for the respondent (In appeal No.59 of 2022).

Mr. Amandeep Singh, Advocate along with
Mr. Saurabh Khosla, Advocate,
Mr. Arshpreet Singh, Advocate,
for the respondent (In appeal No. 61 of 2022).

Mr. Akshat Mittal, Advocate,
for respondents.
(In appeal No.72 of 2022).

None for the respondents.
(In appeal Nos. 60 & 66 of 2022).

On the last date of hearing, following order was passed in this case:

“At the outset, Mr. Dawar submits that certain petitions pertaining to levy of rate of interest of HVAT filed by the Emaar India Limited are pending before the Hon’ble High Court which are listed on 23.07.2025. He prays that the matter may be listed thereafter.

On a query being put to learned counsel appearing on behalf of the respondents(s), they submit that the allottee(s) are already in possession and conveyance deeds have already been executed in their favour.

In the facts and circumstances of the case, prayer for adjournment is accepted.

List on 04.08.2025.

Photocopy of the order be placed in files of Appeal Nos. 80 & 83 of 2022, 644 of 2021, 27, 28, 38, 39, 48, 49, 54, 55, 57, 59, 60, 61, 66, 68, 72 & 73 of 2022.”

Today, Mr. Dawar submits that pendency of the writ petitions wherein vires of notification dated 23.07.2015 have been challenged cannot stand in the way of decision of the instant appeals. He, thus, may be allowed to address on the

issue whether GST & HVAT remitted by the promoter to the State agencies can be passed on to the allottees.

Learned counsel for the respondents make a prayer on the similar lines.

List on 13.10.2025.

Photocopy of this order be placed in the aforesaid files.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Rakesh Manocha
Member (Technical)

04.08.2025
Manoj Rana