

M/s Experion Developers Pvt. Ltd.

Vs.

Vivek Radhu and another

Appeal No.720 of 2022

Present: Mr. Kamal Jeet Dahiya, Advocate,
for the appellant.

Respondent already ex parte.

Mr. Dahiya submits that pursuant to the order dated 07.04.2023 passed by the Authority, he has deposited the entire amount i.e. Rs.66,70,174/- payable to the allottees before this Tribunal. According to him, despite notice respondents have not put in appearance before this Tribunal. They were proceeded ex parte vide order dated 21.02.2023.

Respondents, however, kept on pursuing their remedy before the Executing Court in which recovery certificate was issued on 07.04.2023.

According to Mr. Dahiya, in case the execution is completed, his appeal shall be redundant. Order dated 07.04.2023 passed by the Executing Court has been produced before us. The same is taken on record.

We find substance in the submissions made by learned counsel for the appellant today. We, thus, direct that proceedings pursuant to the recovery certificate issued by the Adjudicating Officer be kept in abeyance till next date of hearing.

Adjourned to 03.07.2023.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Inderjeet Mehta
Member (Judicial)

Anil Kumar Gupta
Member (Technical)

04.05.2023
Rajni