

M/s Experion Developers Pvt. Ltd.

Vs.

Vivek Radhu and another

Appeal No. 720 of 2022

Present: Mr. Kamaljeet Dahiya, Advocate,
for the appellant.

Mr. Vivek Radhu,
one of the respondents along with
Mr. Shubnit Hans, Advocate,
for the respondents.

Present appeal is directed against the order dated 14.07.2022 passed by the Authority at Gurugram whereby refund of the amount paid by the allottee has been ordered after deduction of 10% of the total sale consideration along with 9.70% interest per annum from the date of cancellation till the actual date of that amount.

Mr. Vivek Radhu, one of the respondents, is present in person.

During the course of arguments, a query has been put to the parties whether there is any possibility to settle the matter amicably. Mr. Vivek Radhu submits that in case lump sum amount of ₹60,00,000/- is paid to him in lieu of full and final settlement of all his claims, he will not raise any claim.

Mr. Dahiya, counsel appearing for the appellant submits that he needs some time to seek instructions and he further submits that in case any settlement is arrived at between the parties, same may not be treated as a precedent. He, however, submits that in case, settlement is arrived at between the parties, the balance amount of pre-deposit along with interest may be refunded to the appellant-promoter.

List on 04.04.2024 to enable Mr. Dahiya to get instructions.

Justice Rajan Gupta
Chairman

Haryana Real Estate Appellate Tribunal

14.03.2024
Rajni