

Vatiak Ltd.
Vs.
Parvin Goel and Anr.

Appeal No. 788 of 2022

Present: Shri Yashvir Singh Balhara, Advocate, ld. counsel for the appellants.

Office report perused.

The appeal be registered.

As per the report of the office, the appellant has deposited a total sum of Rs. 2,86,453/- to comply with the provisions of proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 (in short the Act). So, the provision of proviso to Section 43 (5) of the Act stands complied with.

There is delay of 652 days in filing of the present appeal. To condone the aforesaid delay, separate application for condonation of delay in filing of the appeal has been moved by the appellant.

As per the directions vide order dated 10.01.2022 issued by the Hon'ble Apex Court in Suo Moto Writ Petition (C) No.3 of 2020, the period up to 31.05.2022 stands condoned and in this way there is only delay of 167 days.

Let notice of the present appeal as well as the application for condonation of delay be issued to the respondent for 09.02.2023 on filing the copies of paper book and registered cover etc. within three days.

On the request of Ld. counsel for the appellant, it is mentioned that the appellant has deposited the entire amount which has become payable to the respondents-allottees till the date of filing this appeal with this Tribunal and we hope that this fact shall be taken into consideration in a judicious manner by the Ld. Authority.

Inderjeet Mehta
Member (Judicial)
Haryana Real Estate Appellate Tribunal
Chandigarh

Anil Kumar Gupta
Member (Technical)