

**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

Civil Appeal No 3670 of 2020

M/s IREO Grace Realtech Pvt Ltd

Appellant(s)

Versus

Shaheena Chadha and Others

Respondent(s)

ORDER

- 1 In the facts and circumstances of the present case, it is an admitted position that no occupancy certificate has been received even as of date in respect of the building tower where the respondents have been allotted a residential apartment by the appellant.
- 2 Hence, on the above facts and without this court expressing any opinion on the question of law raised in the present appeal, we affirm the judgment and order of the National Consumer Disputes Redressal Commission dated 28 August 2020 directing refund of consideration together with interest at the rate of 9% per annum. Payment in compliance shall be made by the appellants within a period of two months from today.
- 3 The appeal is accordingly dismissed.

4 Pending applications, if any, stand disposed of.

.....J.
[Dr Dhananjaya Y Chandrachud]

.....J.
[Indira Banerjee]

.....J.
[Sanjiv Khanna]

New Delhi;
January 5, 2021
CKB

ITEM NO.15 Court 5 (Video Conferencing) SECTION XVII-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No.3670/2020

M/S IREO GRACE REALTECH PVT. LTD.

Appellant(s)

VERSUS

SHAHEENA CHADHA & ORS.

Respondent(s)

(With appln.(s) for IA No.115679/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.115677/2020-EX-PARTE STAY)

Date : 05-01-2021 This appeal was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MS. JUSTICE INDIRA BANERJEE
HON'BLE MR. JUSTICE SANJIV KHANNA

For Appellant(s)

Ms. Rooh-e-hina Dua, AOR (*)

For Respondent(s)

Mr. Niraj Gupta, AOR
Mrs. Anshu Gupta, Adv.

UPON hearing the counsel the Court made the following
O R D E R

- 1 The appeal is dismissed in terms of the signed order.
- 2 Pending applications, if any, stand disposed of.

(CHETAN KUMAR)
A.R. -cum-P.S.

(SAROJ KUMARI GAUR)
Court Master

(Signed order is placed on the file)

(*) - Appearance slip was not given