

Major Ankit Sharma Vs. AWHO

Dated 16.08.2018

Present: Shri Arvind Kumar, Advocate, representative for the complainant.  
Shri Rajendra Kumar, Advocate representative for the respondent with Col. Niket of AWHO

**ORDER**

1. Major Ankit Sharma, complainant has filed this complaint on the allegations that the possession of flat No.202, Block No.Y in Harbhajan Vihar Sector 114, Mohali allotted to him has not been delivered to him within the prescribed period and on that account, he is entitled to interest and compensation as prayed for in the complaint as per the provisions of the Real Estate (Regulation and Development) Act 2016.
2. Notice of the complaint was given to the respondent and a detailed reply has been filed to the complaint wherein the averments of the complaint have been denied.
3. Notice for violation of the provisions of Section 18 of the Real Estate (Regulation and Development) Act 2016 was served upon the representative for respondent on 21.06.2018 and the matter was fixed for final arguments for today when the learned representative for the parties requested that parties have arrived at an amicable settlement and requested for recording of their statements. The request of the parties is accepted.

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4. The learned representatives for the respondent have suffered statement that AWHO offers a sum of Rs.5,70,653/- being refund of interest charged from him as delayed payment out of Rs.6,48,381/- and it also offers interior work up to the cost of Rs.80,000/-. They have further stated that request would also be made to the competent authority by the MD, AWHO to give more concession towards interest as well and MD will pursue the matter.
5. The learned representative for the complainant has also suffered a statement that he has heard the statement of the representatives for the respondent and he accepts the offer on behalf of the complainant. The respondent may be directed to remain bound by their commitment and the complainant also reserves his right to file fresh complaint in case any default is committed by the respondent in honouring the offer made by them.
6. The perusal of the statements of the learned representatives for the parties shows that the matter has been amicably settled between the parties. The learned representative for the complainant after due consultation with the complainant has withdrawn the complaint. As such, the complaint is hereby dismissed as having withdrawn on the basis of settlement arrived at between the parties. However, the complainant shall be at liberty to file a fresh complaint in case the respondent failed to honour the offer/promise made to the

*S. K. Sharma*  
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complainant. Copy of this order be sent to both the parties and file  
be consigned to record room after due compilation.

*(J.S. Khushdil)*  
Adjudicating Officer  
RERA 16.08.2018  
*16/8/2018*