

**Tanvi Kuchhal**  
**Vs.**  
**Suncity Projects Pvt. Ltd.**  
**Appeal No.623 of 2019**

Present: Shri Dhupad Sangwan, Advocate, ld. counsel for the appellant.  
Shri Kamaljeet Dahiya, Advocate, ld. counsel for the respondent.

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

Learned counsel for the appellant states that due to technical defect of jurisdiction, the present appeal as well as the complaint filed by the appellant/allottee may be dismissed as withdrawn with liberty to the appellant to file the fresh petition for refund of the amount alongwith interest and compensation before the learned Adjudicating Officer, Panchkula on the same cause of action.

Shri Kamaljeet Dahiya, learned counsel for the respondent has no objection to the prayer made by the learned counsel for the appellant.

Thus, the present appeal as well as the complaint is hereby dismissed as withdrawn with the liberty aforesaid. It is made clear that the observations of the learned Authority in the impugned order shall not influence the mind of the learned Adjudicating Officer.

Copy of this order be communicated to both the parties and the learned Authority.

File be consigned to the records.

Justice Darshan Singh (Retd.)  
Chairman,  
Haryana Real Estate Appellate Tribunal,  
Chandigarh

Inderjeet Mehta  
Member (Judicial)

Anil Kumar Gupta  
Member (Technical)

September 02<sup>nd</sup>, 2020

CL