BEFORE THE TAMIL NADU REAL ESTATE APPELLATE TRIBUNAL (TNREAT)

(Tamil Nadu, Puducherry, Andaman & Nicobar Islands)

(Under the Real Estate Regulation And Development Act 2016)

DATED : 01.03.2021

Coram : Mr.Justice B.Rajendran, Chairperson
Mr.N.Balasubramanian, Judicial Member
Ms.Leena Nair, Administrative Member

Appeal No. 75 of 2020

M/s. Hazel Realty Pvt. Ltd
(formerly VGN Pragnya Realty Pvt. Ltd)
Represented by its Authorized Signatory ... Appellant

-Vs-

Mr.R. Lakshmi Prasanna ... Respondent

This appeal was taken on file 20.11.2020 and posted for the appearance of the respondents on 01.03.2021. The appellant appeared through counsel M/s.Krishna Ravindran, A.Charles Darwin and S.Praveen Kumar and the respondent appeared through counsel M/s. K.R.Ramesh Kumar, N.K.Vanan, G.Muthulakshmi and Preethi.J. On 01.03.2021 both side counsels are present through video conferencing. The appellant counsel has sent an email for withdrawal of the appeal and the counsel for the respondent has also send an email by stating no objection for the withdrawal. Considering the emails and representation of the counsels this Tribunal deliver the following:

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ORDER

2. This appeal has been preferred by the appellant against the common order of the Adjudicating Officer in C.C.P.Nos.180, 181, 182 and 183 of 2019. The respondent and other three persons, who are the purchasers, were purchased flats from the appellant company. Since the appellant company failed to deliver the flats as agreed the purchasers preferred complaint before the Regulatory Authority for compensation for delay and for other charges with costs. After contest the Learned Adjudicating Officer allowed the complaints in part and directed the developer to pay compensation to the home buyer a sum of Rs.1 lakh towards mental agony and Rs.20,000/- towards litigation expenses. Aggrieved upon the same developer preferred this Appeal.

3. After the appearance of the respondent in the appeal on 01.03.2021 the appellant's counsel send an email for withdrawal of appeal. The respondent's counsel also send a mail by stating no objection for withdrawal. Considering the above mails this Tribunal delivered the following order:

> ***"The appellant counsel has sent an email and appeared before the video conferencing and stated that they are withdrawing the appeal. Advocate Mr.K.R.Ramesh Kumar, files vakalat for the respondent. The respondent counsel also appeared in the video conferencing and also sent an email that they have no objection for the withdrawal of the appeal.***
>
> ***Hence the appeal is dismissed as withdrawn. No costs." The connected Miscellaneous Applications are closed.***

This Order is directly dictated to the Stenographer, typed in the computer by her, corrected and pronounced by us in the open court on 01st Day of March 2021.

Sd/-xxxx
CHAIRPERSON

Sd/-xxxx
ADMINISTRATIVE MEMBER

Sd/-xxxx
JUDICIAL MEMBER

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