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 22.07.2021

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

Appeal No. 65 of 2021

M/s. North Town Estates Private Limited
Rep. by its Director, Omprakash Madhav ... Appellant

-Vs-

Ravi Jaiswal .... Respondent

This appeal was taken on file on 16.06.2021 and on the first hearing date on 05.07.2021 itself the counsel for appellant represented that the matter has been settled and compromise application was filed. The appellant represented through its counsels M/s.G.Vivekanand, T.S.Thevaraj, Preetha Natarajan and ASLF Law Offices and the respondent represented by his counsels M/s. Yousuf S.Q., K. Shinitha, Kabeer Ahmed KZ. After verification of the parties through their

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respective counsels in the video conference as per the physical copy of application under Order 23 Rule 3 CPC this Tribunal delivered the following:

ORDER

1. The respondent/complainant has preferred a compliant in C.C.P.No.161 of 2019 for compensation before the Adjudicating Officer. After contest the Adjudicating Officer allowed the complaint in part on 19.02.2021 and directed the promoter to refund Rs.41,23,220/- with interest @10.05% along with compensation of Rs.2,00,000/- and litigation cost Rs.25,000/-. Aggrieved upon the same the promoter preferred this appeal. On the 1st day of the hearing of the appeal the advocate for appellant represented that matter has been settled. Both appellant and respondent have filed an application in M.A.No.100 of 2021 on 19.07.2021 under Order 23 Rule 3 CPC. On verifying the parties concerned and the advocates on record through video conferencing and acceptance of the both parties the terms of compromise entered between them through physical copy of compromise application and this Tribunal passed the following order:

> ***"The appellant and his counsel and the respondent and his counsel are all present along with Mr.Selvakumar, Director of North Town Estates Limited and Mr.Arun Rajan Chief Financial Officer for Arihant Group are all present. The parties are duly identified by their respective counsels. The Advocate Mr.G.Vivekanandan, Enrolment No.328/2000 and Ms.Shini Shinitha Roll No.3321/2012 the Advocate on Record identified her party Mr.Ravi Jaiswal, S/o. Omkar***

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Nath Jaiswal on video conferencing. Parties have agreed in the video conferencing that they have read over the contents of the Memorandum of Compromise. They agreed to the same. They have signed willingly. They have stated that the compromise may be recorded and the appeal may be ordered in terms of compromise application. The compromise application in M.A.No.100/2021 filed under Order 23 Rule 3 CPC is allowed. Consequently the appeal is disposed of in terms of the compromise. Compromise recorded. Parties presence recorded. "

Connected Miscellaneous Applications are closed.

This Order is directly dictated to the Stenographer and typed in the computer by her, corrected and pronounced by us in the open court on 22nd Day of July 2021.

Sd/-XXXX
CHAIRPERSON

Sd/-XXXX
ADMN. MEMBER

Sd/-XXXX
JUDL. MEMBER

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