

REAL ESTATE APPELLATE TRIBUNAL, PUNJAB,  
SAS NAGAR (MOHALI)

Appeal No. 19 of 2018

VARUN MAHAJAN

Versus

EMAAR M.G.F. LAND PVT. LTD.

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**Present:** - Sh. Sahil Khungar, Advocate for the appellant.  
Sh. Sanjeev, Advocate for the respondent.

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After addressing arguments for some time, counsel for the applicant states on instruction from Mr. Varun Mahajan, who is ~~appellant~~ <sup>Present</sup> that the appeal may be dismissed as withdrawn with liberty to pursue the matter pending before the Punjab State Consumer Disputes Redressal Commission.

Counsel for the respondent states that after dismissal of the complaint by the Real Estate Regulatory Authority, the appellant filed a petition before the Punjab State Consumer Disputes Redressal Commission and therefore should not be granted liberty to withdraw this appeal, which may be decided on merits.

We have heard counsel for the parties, perused the memorandum of appeal, the impugned order and the facts. As the bungalow purchased by the appellant is included in the partial completion certificate issued to the respondent company the appellants <sup>k</sup>grievance could not be made subject matter of a complaint which was rightly dismissed by the Real Estate Regulatory Authority.

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The question of liberty to pursue the matter pending before the Ld. Punjab State Consumer Disputes Redressal Commission is a matter for the Ld. Punjab State Consumer Disputes Redressal Commission to adjudicate, while considering the petition filed by the appellant. Consequently the present appeal is dismissed as withdrawn.

The appellant has submitted a demand draft of Rs. 1000/- bearing No. 020696 dated 29.10.2018, which is taken on record. The office is directed to process with the demand draft in accordance with law.



**JUSTICE RAJIVE BHALLA(RETD.)**

**CHAIRMAN**



**S.K SHARMA, IPS (RETD.)**

**November 22, 2018**

**AN**

**MEMBER**