

**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 07.02.2022

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

R.P.No.1/2022

in

A.No.64/2020

M/s. Alliance Villa Pvt.Ltd.,
Rep. by its Managing Director,
Manoj Namburu

... Review Petitioner/Appellant

-Vs-

1. Mohana Sundhari,
2. Nagalingam

... Respondents/Respondents

This Review Petition has been preferred by the Review Petitioner/Appellant to review the order passed by this Tribunal on 21.6.2021 in A.No.64 of 2020. This Review Petition was taken on file on 03.01.2022 and

came up for final hearing on 7.2.2022 in the presence of the counsels for the Review Petitioner, M/s AAV Partners, M.Vijayamehanath, N.Zahid Ahmed and Sanjana Grace Varma. Having heard the arguments of the Petitioner side through video conferencing and considering the email sent by the Review Petitioner for withdrawal and deliver the following:

ORDER

The Review Petitioner preferred an appeal A.No.64/2020 against the order of the Adjudicating Officer in C.C.P.No.257/2019 dated 1.9.2020. After contest this Tribunal delivered the order on 21.6.2021 by modifying the order of the Adjudicating Officer with regard to quantum of refund and confirmed the order of the Adjudicating Officer regarding rate of interest and litigation costs. This Tribunal directed the promoter to refund a sum of Rs.11,17,801/- to the home buyers with interest at the rate of 7.5% p.a. from 24.7.2019 till date of realization. Aggrieved upon the same the promoter came forward with the Review petition to review the order dated 21.6.2021 passed by this Tribunal in A.No.64 of 2020. When the case was posted on 7.2.2022, the Review Petitioner's counsel has sent an email to permit the Review Petitioner to withdraw the Review petition. Considering the email for withdrawal this Tribunal passed the following order:

"The Review Petitioner's counsel has sent an email today stating that the Review Petitioner wants to withdraw the petition with liberty to seek a remedy from the Hon'ble High Court. He is also present in the video conferencing. He seeks for withdrawal. Permission granted. Review Petition

dismissed as withdrawn with liberty to the petitioner to seek appropriate remedy before the Hon'ble High Court. Email recorded."

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 07th Day of February 2022.

**Sd/- xxxx
CHAIRPERSON**

**Sd/- xxxx
ADMN. MEMBER**

**Sd/- xxxx
JUDL. MEMBER**