

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-8732 of 2017 (O&M)
Date of decision: 22.11.2022

Rani Chauhan

..Petitioner

Versus

Innovative Infra Developers Pvt. Ltd.

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sachin Mittal, Advocate
for the petitioner.

Mr. Kartik Gupta, Advocate
for the respondent.

ANIL KSHETARPAL, J(Oral)

This revision petition has been filed with a prayer to set aside the order dated 04.08.2016, passed by the trial Court, while allowing the respondent's application under Section 8 of the Arbitration and Conciliation Act, 1996, in a suit filed by the petitioner herein.

The petitioner's suit for recovery of Rs.2,13,934/- has been disposed of with liberty to the petitioner to claim the amount before the Arbitrator in view of Clause 'O' of the builder-buyer agreement

Mr. Kartik Gupta, the learned counsel representing the respondent has informed the court that in view of the judgment passed in **Rameshwar and others vs. State of Haryana and others, (2018) 6 SCC 215,** the agreement between the builder and the allottees has been declared illegal and ineffective while permitting the allottees to file their claim before the Haryana State Industrial & Infrastructure Development Corporation (HSIIDC).

The learned counsel representing the petitioner does not dispute

the aforesaid development.

Disposed of accordingly.

All the pending miscellaneous applications, if any, are also disposed of.

November 22, 2022

(ANIL KSHETARPAL)
JUDGE

nt

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>