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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CM(M) 2696/2024**

AMOD KUMAR SHARMA

..... Petitioner

Through: Mr. Dibya Nishant, Ms. Bitisha Singh
and Ms. Garima Sharma, Advs.

versus

ANSAL LANDMARK TOWNSHIP PVT. LTD. Respondent

Through: None.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

% **29.05.2024**

CM APPL. 32807/2024—Exp.

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

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3. The present petition under Article 227 of the Constitution of India has been filed to impugn the order dated 19.02.2024 passed by the learned National Consumer Disputes Redressal Commission (“NCDRC”) in first appeal no. 1514/2019 titled as “Amod Kumar Sharma vs. M/s Ansal Landmark Township Pvt. Ltd.”
4. Learned counsel for the petitioner brought attention of this Court to paragraph 14 of the order dated 03.04.2019 passed by learned State Consumer Disputes Redressal Commission (“SCDRC”), which reads as



under:-

“14. To sum up the OP is directed to pay interest @ 6% on the amounts paid by the complainant w.e.f. 04.08.08 till 13.05.11. Order to be complied within 45 days from receipt of copy of this order.”

5. Learned counsel for the petitioner submits that before learned SCDRC, the respondent was ex-parte and also has not challenged the said order before any Forum, however, the petitioner being aggrieved by the less rate of interest granted in his favour had impugned his order before learned NCDRC. However, learned NCDRC has modified the order passed by learned SCDRC by reducing the period for which the interest has been granted. Earlier, the period was from 04.08.2008 till 13.05.2011, which has now been reduced from 04.08.2010 to 21.09.2010 and the learned NCDRC has also not considered the claim of the petitioner that the interest should be @ 18% p.a. instead of 6% p.a.

6. Issue notice.

7. On taking steps by the petitioner, service be effected upon the respondent through all permissible modes including via approved courier service, returnable on 22.11.2024.

SHALINDER KAUR, J

MAY 29, 2024/ss