

Seema Jain
Vs.
Omaxe Ltd.
Appeal No. 512 of 2022

Present: Mr. Brahma Parkash, Advocate
for the appellant. (joined through VC)

None for the respondent.

On the last date of hearing, the following order
was passed in this case:

“Mr. Gupta submits that costs of ₹ 5,000/- have been deposited with the Poor Patients’ Welfare Fund, PGIMER, Chandigarh. He has produced a receipt in this regard. He further submits that a proposal of an alternative commercial built up SCO shall be sent to the appellant. In case, same is acceptable to him, matter can be resolved.

Mr. Brahma Prakash, counsel appearing for the appellant submits that if such proposal is given, he shall examine the same and apprise this Tribunal on the next date of hearing whether the same is acceptable to him.

List on 14.11.2024.”

Today, there is written request for adjournment on behalf of the learned counsel for the respondent on the ground that he is indisposed.

Mr. Braham Prakash, Advocate, who has joined through VC submits that alternative proposal in light of aforesaid undertaking has not been sent to the allottee till date. He further submits that repeated adjournments are being made by learned counsel for the respondent to delay the matter.

It appears that the promoter has violated the undertaking given before this Bench on the last date of hearing. It is, thus, directed that one of the Directors of the respondent-company shall remain present before this Tribunal

on the next date of hearing to answer certain queries. In the eventuality, respondent-promoter continues to violate the statement made before this Bench, it shall consider initiation of punitive proceedings under Section 63 and/or 64 of the RERA Act.

List on 02.12.2024.

Photocopy of this order be placed in file of appeal No.574 of 2024.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

14.11.2024
Manoj Rana