



HARERA
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HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

New PWD Rest House, Civil Lines, Gurugram, Haryana

नया पी.डब्ल्यू.डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा

PROCEEDINGS OF THE DAY

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Day and Date	Wednesday and 11.05.2022
Complaint no.	CR/1196/2019 Case titled as Sakib Zama & Anr. Vs. Spaze Towers Private Limited & Anr. .
Complainant	1.Sakib Zama 2.Tufel Zama 3.Suhel Zama
Complainant represented through	None
Respondent	1. Spaze Towers Private Limited
Respondent represented through	Shri J.K.Dang, Advocate
Last date of hearing	
Proceeding recorded by	HR Mehta

Proceedings

The file has been received on transfer from the adjudicating officer in view of the judgment dated 11.11.2021 passed by the Apex Court in case titled as *M/s Newtech Promoters and Developer s Pvt Ltd Versus State of U.P. and Ors.* wherein it was held that the matter regarding refund and interest under section 18(1) are to be decided by the authority and matter regarding adjudicating compensation to be decided by adjudicating officer.

The present complaint was filed in 'Form CRA' on 11.04.2019 and reply to the complaint has been filed by the respondent on 02.05.2019. Thereafter, the complaint in 'Form CAO' has been filed by the complainant on 03.10.2019 and reply to the complaint has been filed by the respondent on 22.03.2021.



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DR/1196/2019

New PWD Rest House, Civil Lines, Gurugram, Haryana

नया पी.डब्ल्यू.डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा

Subsequently the complainant has again filed the complaint in 'Form CRA' on 29.04.2022.

During argument, the counsel for the respondent stated at bar that Shri Ishaan Singh land owner/License holder of the said land/project be also impleaded as party/ Respondent NO.2, as respondent No. 1 - Spaze Tower is not alone promoter under the provisions of RERA Act, 2016.

Keeping in view the above, the authority is of the view that a notice be issued to Shri Ishan Singh land owner/License holder of the said land/project as to why he should not be impleaded as Respondent No.2 on the basis of record available in the file and License issued by the competent authority.

Registry is directed to take necessary action and issue a notice to Shri Ishaan Singh land owner /license holder of the said project to appear before the authority on the next date of hearing i.e. 26.7.2022 and file written reply within a period of 15 days in the registry with an advance copy to the respondent No. 1 - Spaze Tower as well as to the complainant.

Matter to come up on 26.7.2022 for further proceedings.

V.K. - 3

Vijay Kumar Goyal
Member

Dr. KK Khandelwal

Chairman
11.05.2022