

PROCEEDINGS OF THE DAY

Day and Date	Tuesday and 03.11.2020
Complaint No.	CR/1545/2019 Case titled as Rajendera Kumar V/S Vatika Limited
Complainant	Rajendera Kumar
Represented through	Complainant in person
Respondent	Vatika Limited
Respondent Represented through	Shri Venket Rao Advocate
Last date of hearing	15.09.2020
Proceeding Recorded by	Naresh Kumari

Proceedings

Arguments heard.

By virtue of clause 10.1 of BBA executed between the parties, the respondent/promoter has failed to hand over the physical possession of the allotted unit on due date.

Petitioner appeared in person who is an Armed force official and posted as Inspector in CISF.

However, it has been alleged that the promoter got a wrong agreement signed as it did not have an adequate unit/space in this project. Complainant has already paid an amount of Rs.16,84,169/- against a total costs of Rs.27,16,000/- to the respondent. It is very strange that the promoter kept on lingering the matter on one pretext or the other and did not offer the possession of the unit to the complainant on due date and that in view of an addendum agreement signed inter-se both the parties (without mentioning any date) the unit has been cancelled. However, the promoter is very constrained which is a genuine need for the complainant for home. For this



HARERA
GURUGRAM

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

purpose the respondent is offering an alternate unit to the complainant of equitable value as on 2009. In view of the above circumstances, keeping in view the interest of the complainant, one month time is given to both the parties to settle their matter inter-se failing which authority shall be constrained to get the matter settled as per provisions of law.

Matter is adjourned to 16.12.2020 with some positive solution.


Samir Kumar
(Member)
03.11.2020


Subhash Chander Kush
(Member)