

PROCEEDINGS OF THE DAY		51
Day and Date	Friday and 08.11.2024	
Complaint No.	CR/1939/2023 Case titled as Sharad Chaudhary and Anju Chaudhry VS Empire Realtech Private Limited & CHD Developers Limited & ICICI Bank Limited & Peramal Capital Housing and Finance Limited	
Complainant	Sharad Chaudhary and Anju Chaudhry	
Represented through	Shri Aphishek Bhatra proxy counsel	
Respondent	Empire Realtech Private Limited & CHD Developers Limited & ICICI Bank Limited & Peramal Capital Housing and Finance Limited	
Respondent Represented through	None	
Last date of hearing	16.08.2024	
Proceeding Recorded by	Naresh Kumari and HR Mehta	
Proceedings The present complaint has been received on 01.05.2023 and the reply on behalf of respondent not received yet. Vide various orders dated 26.09.2023, 22.12.2023 05.04.2024 various opportunities given to respondent to file reply to otherwise defence will be struck off. Still till date no reply filed. It has been brought to the notice of the Authority that company is under moratorium and order dated 26.09.2023 passed in Company Appeal (Ins) No. 1168 of 2022 and I.A.NO.160 OF 2023 in the matter of Gaurav Mitta Promoter, Suspended Director and Shareholder Versus CHD Developers Ltd. and Ors. with company appeal (AT) (Ins) No.1181 of 2022 opposed Orders dated 26.9.2023 are reproduced as under :-		



HARERA
GURUGRAM

HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

CR/19/31/2023

New PWD Rest House, Civil Lines, Gurugram, Haryana

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

"This appeal has been filed against the order dated 05.09.2022 by which Adjudicating Authority has admitted Section 7 application and rejected the PPIRP under Section 54 (e). Other three appeals were filed against the same order, which by our order of date have been permitted to be withdrawn While withdrawing the appeals, we have also granted liberty to two project in CHD Vann and CHD Ysuites Resortico to file an appropriate application before the Adjudicating Authority for segregating or completing the projects.

In this appeal which has been filed by the Yes Bank the appellant's case is that CHD Green Park be separated from the CIRP on which the finance was advanced by the appellant. We are having granted liberty to Land Owners in CHI Vann and CHD Ysuites Resortico to file an appropriate application, we also grant liberty to the appellant to file an application before the Adjudicating Authority for the said purpose.

We are having already permitted withdrawal of other three appeals by order of the date and directed CIRP to continue, we permit the appellant to file an appropriate application before the Adjudicating Authority. With the aforesaid liberty, we close this appeal".

In view of the above, the matter is adjourned sine die till the outcome of the NCLT proceedings. File be consigned to the registry.

Arun Kumar
Chairman
08.11.2024