



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

PROCEEDINGS OF THE DAY		16
Day and Date	Thursday and 20.07.2023	
Complaint No.	CR/199/2022 Case titled as Subramaniam Krishnan Vs SHREE VARDHMAN INFRAHEIGHTS PVT. LTD	
Complainant	Subramaniam Krishnan	
Represented through	Ms. Tanya Advocate	
Respondent	SHREE VARDHMAN INFRAHEIGHTS PVT. LTD	
Respondent Represented	Shri Gaurav Rawat Advocate	
Last date of hearing	18.01.2023	
Proceeding Recorded by	Naresh Kumari and HR Mehta	
Proceedings		
<p>An application dated 03.01.2023 has been filed by the complainant w.r.t. amendment of relief from refund of amount to handover of possession and delayed possession charges. Vide proceeding dated 18.01.2023, the counsel for the complainant mentioned the said application at bar for amendment in the relief of DPC in view that OC of the project having been received after filing of the complaint. The copy of application has been supplied to the counsel for the respondent and has no objection to the amendment in relief.</p> <p>Amendment of the relief is allowed and the counsel of respondent assures to supply revised account statement after adjusting delayed possession charges at the prescribed rate of interest from the due date of possession till offer of possession plus two months and no charges shall be demanded/levied which are not part of the BBA. The rate of interest to be charged shall be the equitable on both parties. Regarding charging labour cess, the authority has already taken a view in number of cases that labour cess is to be paid by the contractor of the respondent and is not paid by the complainant.</p>		



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Accordingly delayed possession are allowed @ 10.75% p.a. from the due date of possession till offer of possession. The respondent is directed to hand over the possession of the unit to the complainant within a period of one month after obtaining occupation certificate.

Detailed order will follow. Matter stands disposed off. File be consigned to the registry.

V.1 - 3
Vijay Kumar Goyal
Member
20.07.2023