

PROCEEDINGS OF THE DAY		20
Day and Date	Thursday and 20.02.2025	
Complaint No.	CR/2270/2023 Case titled as Reepu and Sahil Arora VS Apex Buildwell Private Limited	
Complainant	Reepu and Sahil Arora	
Represented through	Shri Sunil Kumar Advocate	
Respondent	Apex Buildwell Private Limited	
Respondent Represented	Shri Harshit Batra Advocate	
Last date of hearing	07.11.2024	
Proceeding Recorded by	Naresh Kumari and HR Mehta	
Proceedings The present complaint was received on 15.05.2023 and the reply on behalf of respondent was received on 28.12.2023. The counsel for the complainant states that the complainant herein is seeking delayed possession charges as the due date of possession to handover the unit was 02.06.2017 and the unit was offered on 01.12.2019. The counsel for the respondent sates that the complaint is not maintainable on the ground that after receiving Occupation Certificate dated 24.02.2020, Offer of Possession and executing Conveyance Deed, the complainant approached the Authority after almost 2 years of duly execution of Conveyance Deed dated 25.03.2021. The counsel further request that in view of all the facts, the present complaint not maintainable being time barred. Arguments heard.		

The Authority is of view that there is delay on the part of promoter in handing over the possession of the unit within stipulated time period as per buyer's agreement executed *inter-se* parties.

The respondent is directed to pay delay possession charges to the complainants from due date of possession till offer of possession plus two months along with interest @ 11.10% as per section 18(1) of the Act of 2016 read with rule 15 of the rules, other relief(s), if any, shall be part of detailed order.

Matter stands disposed off. Detailed order will follow.


Vijay Kumar Goyal
Member
20.02.2025