



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

Day and Date	Wednesday and 31.01.2024
Complaint No.	E/232/2022 Case titled Amit Goel Vs. Ashiana Dwellings Pvt. Ltd.
Complainant	Amit Goel
Represented through	Mr Sukhbir Yadav Adv
Respondent	Ashiana Dwellings Pvt. Ltd.
Respondent Represented through	Mr Nitish Harsh Gupta Adv
Last date of hearing	
Proceeding Recorded by	Jyoti Malik

Proceedings

File put up today, on an application filed by DH. It is submitted by learned counsel for applicant/DH that despite issuing recovery certificate, Collector, Gurugram, failed to recover decretal amount. Referring case decided by the Hon'ble High Court of Punjab & Haryana, Chandigarh, titled as M/s International Land Developers Pvt. Ltd. Vs. Aditi Chauhan and others CWP No. 7738 of 2022, and M/s International Land Developers Pvt. Ltd. Vs. Nitin Mathur and others CWP 7750 of 2022, learned counsel requests to initiate contempt of court proceedings against the collector, Gurugram.

To initiate contempt of court proceedings is discretionary power of court. Keeping in view, facts of this case, I do not think it proper to initiate any such proceedings. Request in this regard is declined.



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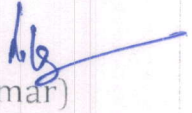
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Learnerd counsel further requests to ^{resume} initiate recovery proceedings. As per mandate of the Honble High Court given in above referred case, collector concerned was obliged to recover decretal amount within three months, otherwise HARERA is at liberty to take the action as per law. Considering all this, I allow this request.

Learnerd counsel requests for direction to JD to disclose its assets/properties, which can be attached to realize decretal amount stating that his client does not know about such properties. Request is allowed. JD is directed to disclose its assets/properties including bank account which can be attached to realize decretal amount, till next date. Information be given in the forum of affidavit to be sworn by anyone from directors of JD.

To come on 22.04.2024 for further proceedings.


(Rajender Kumar)
Adjudicating Officer
31.01.2024