PROCEEDINGS OF THE DAY	16
Day and Date	Thursday and 25.05.2023
Complaint No.	CR/2770/2021 Case titled as Col. Kanwar Ripu Sain Jaiswal and Mahak Jaiswal Vs Emaar India Limited
Complainant	Col. Kanwar Ripu Sain Jaiswal and Mahak Jaiswal
Represented through	Shri K.K. Kohli Advocate
Respondent	Emaar India Limited
Respondent Represented	Shri J.K. Dang Advocate
Last date of hearing	08.02.2023
Proceeding Recorded by	Naresh Kumari and HR Mehta

Proceedings

The present complaint was filed on 14.07.2021 and the reply on behalf of respondent was filed on 27.08.2021. But the complaint was sine die vide order dated 12.10.2021 by the authority in view of an application filed by the respondent for deferring/keeping in abeyance the present proceedings till decision of CWP No. 19958 of 2017 and RERA appeal 35-2021 pending before the Hon'ble High Court of Punjab and Haryana, Chandigarh.

The complainant/applicant filed an application dated 02.08.2022 for restoration of aforesaid complaint stating that the aforesaid appeal has been decided and dismissed as withdrawn vide order dated 30.05.2022. Keeping in view the aforesaid appeal being dismissed as withdrawn vide order dated 30.05.2022, the present complaint was restored by the authority vide order dated 08.12.2022.

In the present complaint, the respondent acknowledged the complainants as allottees vide nomination letter dated 24.03.2011 (page 146 of reply) in pursuance of agreement to sell dated 08.03.2011 (page 125 of reply) executed between the complainants and original allottee. Subsequently, the possession of the unit was offered to complainants on 13.02.2020 after

receipt of occupation certificate dated 05.03.2019. Thereafter, the conveyance deed was on 30.10.2020.

The matter before the authority is that whether the complainants are entitled to DPC and other reliefs even after the execution of conveyance deed.

Matter shall be heard by the full bench on **29.08.2023.**

V.L
Vijay Kumar Goyal
Member
25.05.2023