



**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 06.03.2024                                                               |
| Complaint No.                  | E/3441/2023/3020/2020 Case titled Ravi Bhatia and Sujata Sharma VS Emaar India Limited |
| Complainant                    | Ravi Bhatia and Sujata Sharma                                                          |
| Represented through            | Mr Sukhbir Yadav Adv                                                                   |
| Respondent                     | Emaar India Limited                                                                    |
| Respondent Represented through | Mr Anshul Mittal Adv Mr Dhruv Rohtagi Adv                                              |
| Last date of hearing           |                                                                                        |
| Proceeding Recorded by         | Jyoti Malik                                                                            |

### Proceedings

An appeal filed by present JD against order under execution was disposed of by the Appellate Tribunal <sup>vide</sup> order dated 08.05.2023. The Tribunal was pleased to direct that an amount of Rs. 51,44,892/- deposited by Appellant-promoter with the Tribunal in compliance of provisions of Section 43(5) of the Act of 2016 alongwith interest accrued thereon, <sup>be</sup> sent to the authority for disbursement to respondent/allottee. A sum of Rs. 35,11,762/- was ordered to be released in favour of DH on 01.12.2023.

Learned counsel for DH admits to have received such amount. DH files fresh calculation alleging that more amount remains to be recovered.

An Authority constituted under section 20 the Real Estate (Regulation and Development) Act, 2016  
Act No. 16 of 2016 Passed by the Parliament

भू-संपदा (विनियमन और विकास) अधिनियम, 2016 की धारा 20 के अर्जित गठित प्राधिकरण  
भारत की संसद द्वारा पारित 2016 का अधिनियम संख्यांक 16



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Fresh calculation of remaining amount is given today. At the same time, JD objected that calculation and submitted its own calculation.

During deliberations, learned counsel for JD agreed that his client has no objection if a sum of Rs. 6,27,889/- be released in favour of DH. Considering all this, request of DH <sup>to</sup> ~~is~~ released this amount is allowed. Accounts Officer be directed to release aforesaid amount <sup>ie Rs. 6,27,889/-</sup> in favour of DH.

As per learned counsel for DH, he has already complied with necessary formalities by submitting a document like cancel <sup>cancel</sup> cheque, Aadhar card and pen card etc.

A copy of this order be sent to the Accounts Officer for compliance immediately. Another copy be given to the DH.

To come for consideration on objections raised by JD on 14.05.2024.

<sup>16</sup>  
(Rajender Kumar)  
Adjudicating Officer  
06.03.2024