



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	Monday and 25.09.2023
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
Last date of hearing	
Proceeding Recorded by	Jyoti Malik

Proceedings

Learned counsel for JD has no objections except the calculation of decretal amount. He files his own calculation. Copy given. Matter is referred to the Accounts Officer for 24.11.2023 calculation of the amount. Same is asked to file his report till next date.

At the same time, learned counsel for DH requests for direction to the accounts officer to release the amount as received from the Appellate Tribunal. It is pointed out that the JD preferred an appeal against order/decreet under execution before the Appellate Tribunal and the Tribunal was pleased to dispose of said appeal vide order dated 08.05.2023. It was directed by the Tribunal that amount of Rs. 51,44,892/- as deposited by the appellant-promoter with the Tribunal in compliance of provisions of Section 43(5) of the Act alongwith interest accrued thereon, be sent to the authority for disbursement to respondent-allottee, as per aforesaid observations.

Learned counsel for JD has no objections if Rs. 35,11,762/- as admitted by his client (JD) is released in favour of DH.

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 अर्तगत गठित प्राधिकरण
भारत की संसद द्वारा पारित 2016 का अधिनियम संख्यांक 16

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Considering all this, request of DH is partly allowed. Accounts Officer be directed to release an amount of Rs. 35,11,762/- (as admitted by the JD) in favour of DH immediately. Let a copy of this order be sent to the Accounts Officer for compliance. Another copy be given to DH to be served upon the Accounts Officer.

To come on 01.12.2023 for further proceedings.


(Rajender Kumar)
Adjudicating Officer
25.09.2023