



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		6
Day and Date	Thursday and 10.11.2022	
Complaint No.	CR/3792/2019 Case titled as ASHISH SHARMA Vs VATIKA LTD	
Complainant	ASHISH SHARMA	
Represented through	Shri Rishabh Gupta Advocate	
Respondent	VATIKA LTD	
Respondent Represented	Shri Anurag Advocate	
Last date of hearing	19.09.2022	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

Proceedings

The complainant filed the present complaint on 20.09.2019. The aforesaid complaint was disposed of vide order dated 13.11.2019 of authority on account of pendency of judgement with regards to jurisdiction of authority for dealing matters of refund.

In view of judgment of *Hon'ble Supreme Court M/s Newtech Promoters & Developers Private Limited Vs State of U.P. & Ors, 2021-2022(1)RCR (C)357*, it was upheld that the matters regarding refund and interest under section 18(1) of Act of 2016 are to be decided by the Authority.

No reply has been filed by the respondent till date. Counsel of the respondent has appeared on behalf of the respondent and requests for a short adjournment for filing of reply a copy of which is being supplied to the counsel of complainant during proceedings and shall be filed in the registry of the authority within 3 days. The counsel for the respondent states that delay in filing reply was not intentional as online status of the case on the website of the authority was being shown as disposed off which be corrected by the registry of the Authority. The counsel for the respondent is directed to supply reply to the complainant with a cost of Rs.5,000/- to be paid to the complainant and the same be filed with the registry within a week.



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CR/3/192/2019

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Matter to come up on 08.12.2022 for further proceedings.


Sanjeev Kumar Arora
Member


Ashok Sangwan
Member

10.11.2022


Vijay Kumar Goyal
Member