



PROCEEDINGS OF THE DAY**10**

Day and Date	Tuesday and 19.03.2024
Complaint No.	MA NO. 93/2024 in CR/4728/2020 Case titled as Chander Kanta Nandwani VS Spaze Towers Private Limited
Complainant	Chander Kanta Nandwani
Represented through	Shri Kanish Bangia Advocate
Respondent	Spaze Towers Private Limited
Respondent Represented	Shri Harshit Batra Advocate
Last date of hearing	Application for rectification
Proceeding Recorded by	Naresh Kumari and HR Mehta

Proceedings-cum-order

The present complaint was disposed of by the authority vide order dated 15.03.2022.

Now, the complainant has filed an application on 08.02.2024 stating that authority has through an oversight have missed ordering the delivery/possession of the unit to the complainant in the order dated 03.11.2020 resulting in the respondent not giving the possession of the unit to the complainant.

The authority observes that the above-mentioned matter was heard and disposed off vide order dated 15.03.2022, wherein the Authority had directed the respondent to pay interest at the prescribed rate .e., 9.30% per annum for every moth of delay on the amount paid by the complainant from due date of possession + six months grace period is allowed i.e., 06.12.2015 till the expiry of 2 months from the date of offer of possession (01.12.2020) which comes out to be 01.02.2021 in terms of section 18(1) proviso of the Act read with rule 15 of the Haryana Real Estate (Regulation and Development) Rules, 2017 and hence, there are directions for handing over of the possession.

Therefore, it is hereby clarified that besides payment of delayed possession interest in terms of the above order, the respondent is required to hand over



**HARERA
GURUGRAM**

**HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM**

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम
नया पी. डब्ल्यू. डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा
MA No-93/2024/19 CAP/128/20

New PWD Rest House, Civil Lines, Gurugram, Haryana

the possession of the subject unit after obtaining of occupation certificate/CC/part CC from the competent authority as per obligations under section 11(4)(b) read with section 17 of the Act, 2016 and thereafter, the complainant is obligated to take the possession of the subject unit within 2 months as per section 19(10) of the Act, 2016.

The AR of the respondent company states at bar that possession of the unit shall be handed over within a period of 30 days.

This order be read with and in continuation of order dated 15.03.2022 passed by the authority.

Application stands disposed off. File be consigned to the registry.


Sanjeev Kumar Arora
Member


Ashok Sangwan
Member

v.l - 3
Vijay Kumar Goyal
Member
19.03.2024