



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	Friday and 07.04.2023
Complaint No.	E/483/2022/4559/2020 Case titled Praveen Kumar Garg Vs BPTP limited
Complainant	Praveen Kumar Garg
Represented through	Mr Abhijeet Gupta Adv
Respondent	BPTP limited
Respondent Represented through	Ms Taniya Adv
Last date of hearing	
Proceeding Recorded by	Jyoti Malik

Proceedings

This is a petition seeking execution of order passed by the authority dated 08.04.202. The respondent was directed to pay interest at the prescribed rate of 9.30% per annum for every month of delay from due date of possession i.e. 24.06.2016 till handing over of the possession. As per learned counsel for JD, his client has already offered possession by sending a letter 15.12.2021, While as per learned counsel for DH aforesaid offer was conditional offer and his client approached the JD to take possession, but latter refused to hand over till the payment is made.

Learned counsel for JD did not refute said plea. On being asked by this forum as to whether JD is ready to hand over possession of subject without any condition, learned counsel for JD gave no reply. Let it be clarified here that even if, any offer of the possession was given by JD same being conditional, was not a valid offer of the possession and DH is entitled for DPC till valid offer of the possession/actual handing over of the possession.

Learned counsel for DH gave fresh calculation of the amount. He undertakes to supply copy of same to counsel for JD today itself.



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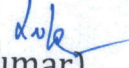
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Both of learned counsels request to refer the matter to the CA for calculation of the amount. Request is allowed. Parties to appear before CA on 03.05.2023. CA to give report till next date.

To appear before this forum on 11.05.2023 for further proceedings.


(Rajender Kumar)
Adjudicating Officer
07.04.2023