

PROCEEDINGS OF THE DAY		50
Day and Date	Tuesday and 09.01.2024	
Complaint No.	CR/4936/2022 Case titled as Dr. Lt. Col. Binny Kohli VS Neo Developers Private Limited	
Complainant	Dr. Lt. Col. Binny Kohli	
Represented through	Ms. Sapna Malik Advocate	
Respondent	Neo Developers Private Limited	
Respondent Represented through	Shri Venkat Rao, Advocate	
Last date of hearing	31.10.2023	
Proceeding Recorded by	Naresh Kumari and HR Mehta	
Proceedings		
<p>The present complaint was received on 10.08.2022 and reply on behalf of respondent was filed on 17.01.2023.</p> <p>During the last proceedings dated 4.7.2023, it was recorded that " in order dated 5.5.2023 of DCDRC, Gurugram in CC No.732 of 2021 has also been produced before the authority which also mentions the present unit in dispute. Both the parties to clarify the same in the written submissions". The counsel for the complainant states that the order of the Hon'ble DCDRC, Gurugram pertains to units of the complainant in another project, namely "Capital Residency" and not to the project for which the present complaint has been filed and this case has nothing to do with that DCDRC case which is CC No.732 of 2021. The counsel for the respondent has not filed written submissions till date as per the directions of the authority vide its orders dated 4.7.2023 he is hereby given and last opportunity to file the amended reply with respect to the calculation of the refundable amount within a period of two weeks alongwith a cost of Rs. 10000/- to be paid to the complainant. Till date no written submission has been filed by the respondent</p>		

New PWD Rest House, Civil Lines, Gurugram, Haryana नया पी. डब्ल्यू. डी. विभाग गृह, सिविल लाईंस, गुरुग्राम, हरियाणा


The respondent has submitted that the complainant requested to restore the unit vide letter dated 12.08.2020. However, the letter dated 12.08.2020 as annexed in the file specifies for reinstatement of unit no. 202 and not the unit in question in the present complaint. However, the respondent in his reply has submitted that as a goodwill gesture, the unit was restored. Thereafter, a cancellation letter dated 06.07.2021 was issued for unit no. 37 i.e., the unit in question in the present complaint. The same letter specifies that since the complainant is regular defaulter who did not pay even after repeated demands and hence, the request cannot be considered.

The counsel for the respondent is filing an application for rectification of orders dated 4.7.2023 and 31.10.2023 after supplying a copy to the counsel for the complainant which he shall file within a period of 15 days.

Matter to come up on 09.04.2024 for final arguments.


Sanjeev Kumar Arora
Member


Vijay Kumar Goyal
Member


Arun Kumar
Chairman
09.01.2024