



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		2
Day and Date	Tuesday and 21.03.2023	
Complaint No.	MA NO. 40/2023 in CR/497/2018 Case titled as MR. AASHISH SARDANA Vs VATIKA LIMITED	
Complainant	MR. AASHISH SARDANA	
Represented through	Complainant in person	
Respondent	VATIKA LIMITED	
Respondent Represented	Shri Mukul Kumar Sanwariya Advocate	
Last date of hearing	Rectification application	
Proceeding Recorded by	Naresh Kumari and HR Mehta	
Proceedings		
<p>Vide order dated 02.12.2022, the complainants were held entitled to the refund of amount of Rs. 60,92,288/- with interest @10% p.a. from the date of each payment till the actual refund of that amount. A period of 90 days was given to the respondent to comply with that order. Feeling aggrieved from that order the complainants filed writ petition before the Hon'ble High Court and who vide orders dated 10.03.2023 directed as under:-</p> <p><i>"Learned counsel for the respondents has produced a copy of the order dated 02.12.2020, passed by the Haryana Real Estate Regulatory Authority, Gurugram. He states that although the order is dated 02.12.2022 but the same has been uploaded on 20.02.2023.</i></p> <p><i>If that be so, it would be open to the petitioner to avail of his remedy, in accordance with law and for all intents and purposes the date of passing of the order shall be treated as 20.02.2023."</i></p> <p>In view of the orders passed above, the complainants moved a miscellaneous application for rectification of order dated 02.12.202 and uploaded on the website of the authority on 20.02.2023. In view of orders of the hon'ble High Court detailed above, the claimants would be entitled to refund of the paid-up amount of Rs. 60,92,288/- besides interest at the rate as applicable on 20.02.2023 i.e. 10.70/- per annum from the date of each payment till its actual realization.</p>		



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MAR 10 2023 MCR/PT/2018

New PWD Rest House, Civil Lines, Gurugram, Haryana

नया पी.डब्ल्यू.डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा

A correction is ordered to be made in the order dated 02.12.2022 passed by the authority and the papers be tagged with the case file.

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


Sanjeev Kumar Arora
Member


Ashok Sangwan
Member


Vijay Kumar Goyal
Member
21.03.2023