

PROCEEDINGS OF THE DAY

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Day and Date	Tuesday and 19.09.2023
Complaint No.	MA NO. 279/2023 in CR/544/2019 Case titled as HARI RAM GUPTA Vs LANDMARK APARTMENT PRIVATE LIMITED
Complainant	HARI RAM GUPTA
Represented through	Ms. Meenan proxy counsel
Respondent	LANDMARK APARTMENT PRIVATE LIMITED
Respondent Represented	Shri Gunjan Kumar proxy counsel
Last date of hearing	Rectification application
Proceeding Recorded by	Naresh Kumari and HR Mehta

Proceedings

The aforesaid complaint was disposed of vide order dated 08.09.2022 of the authority wherein the complainant was held entitled for refund along with prescribed rate of interest. An application dated 02.08.2023 was filed by the complainant wherein has sought relief for dismissal of the complaint being time barred and allow re-hearing the matter on account of material irregularities in the order.

Arguments heard.

No case is made out under section 39 of the Act, 2016. The application for rectification is seeking substantial changes in the order of the authority dated 22.08.2022 and also seeking re-hearing in the matter which amounts to recall/review. Under section 39 of the Act 2016 only factual error can be corrected.



HARERA
GURUGRAM

HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM


हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

MANO 27/2023 IN CR 54/2019

New PWD Rest House, Civil Lines, Gurugram, Haryana

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

In view of above, the said application is dismissed. File be consigned to the registry.


Sanjeev Kumar Arora
Member


Ashok Sangwan
Member
19.09.2023