

PROCEEDINGS OF THE DAY		24
Day and Date	Wednesday and 05.02.2025	
Complaint No.	CR/5923/2022 Case titled as Sourav Parkash and Om Parkash VS Vatika Limited	
Complainant	Sourav Parkash and Om Parkash	
Represented through	Shri Gaurav Rawat Advocate	
Respondent	Vatika Limited	
Respondent Represented	Ms. Ankur Berry Advocate	
Last date of hearing	29.01.2025	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

Proceedings

The present complaint was filed on 02.09.2022 and a reply on behalf of the respondent was received on 06.06.2023.

The complainant has filed an application dated 13.08.2024 for amendment of relief sought and is herein seeking the following reliefs:-

1. Direct the respondent to handover the possession of the said unit with the amenities and specifications as promised in all completeness.
2. Direct the respondent to pay pending assured return and interest thereon on the total amount paid by the complainant.
3. Restrain the respondent from raising fresh demand for payment under any head, as the petitioner had made the full payment.
4. Direct the respondent not to force the complainant to sign any indemnity cum undertaking indemnifying the builder from anything legal as a precondition for signing the conveyance deed and to get conveyance deed in favor of the complainant.
5. Direct the respondent to provide the exact layout plan of the said unit.

No reply has been filed by the respondent to the said application for amendment of relief filed by the complainants, however the respondent pleaded that the complainants cannot seek amendment of relief at the stage of



HARERA
GURUGRAM

HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

CR/5923/2022

New PWD Rest House, Civil Lines, Gurugram, Haryana

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

pronouncement of order as the same would cause grave prejudice to the respondent.

Heard.

The Authority is of the view that the complainants have already pleaded the said reliefs in their pleadings and the respondent also replied in detail to the said pleadings of the complainant in its reply dated 06.06.2023. Thus, amendment in relief sought is based on the documents that are already part of the record, rather than by introduction of new documents that were not part of the original complaint.

Therefore, in the peculiar facts and circumstances of this case, though the amendment is filed at the stage of pronouncement of orders, the application for amendment of relief filed by the complainant is hereby allowed.

Matter to come up on **23.04.2025** for further proceedings.

Ashok Sangwan
Member
05.02.2025