



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	Tuesday and 19.10.2021
Complaint No.	E/6627/1642/2018 Case titled as Deepika Jain VS Ss Group Private Limited
Complainant	Deepika Jain
Represented through	Shri Sanjeev Sharma Advocate
Respondent	Ss Group Private Limited
Respondent Represented through	Shri C.K. Sharma Advocate
Last date of hearing	11.08.2021
Proceeding Recorded by	Naresh Kumari and HR Mehta

Proceedings

On 11.08.2021, the authority passed the following order -

"Counsel for the JD states at bar that the matter is pending before the hon'ble High Court, but no stay has been granted. As such, there is no choice left but to satisfy the decretal amount.

The counsel for the JD states at bar that the matter is pending before the hon'ble High Court, but no stay has been granted. As such, there is no choice left but to satisfy the decretal amount. The counsel for the JD is directed to credit the decretal amount in the ledger account of the DH within 15 days and also to hand over the possession of the unit to the decree holder in the same time period. If any amount is due after credited of delayed possession charges, the same shall be paid by the decree holder. The compliance report be submitted to the authority before the next date of hearing failing which legal action shall be taken against the JD.

Execution petition stands disposed of. File be consigned to the registry."

E/6627/2019/1642/2018

An Authority constituted under section 20 the Real Estate (Regulation and Development) Act, 2016
Act No. 16 of 2016 Passed by the Parliament

भू-संपदा (विनियमन और विकास) अधिनियम, 2016 की धारा 20 के अंतर्गत गठित प्राधिकरण
भारत की संसद द्वारा पारित 2016 का अधिनियम संख्यांक 16



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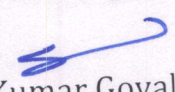
It is alleged by the DH that the above-mentioned order has not been complied with JD and which led to filing an application for restoration of the execution petition.

Notice has been given. No reply has been filed. A weeks' time is given to comply with that order and failing which legal consequences would follow.

Today, the counsel for the JD has produced a copy of order dated 30.09.2021 passed in CM-No. 14279-CWP 2021, in CWP No.2428-2021 by the Hon'ble High Court in the above captioned matter and the Hon'ble High Court has conceded that similar issue is pending consideration in a bunch of writ petitions including CWP No.13639 of 2021 titled as Ramprastha Promoters and Developers versus Union of India and in which interim directions were issued to keep the execution proceedings in abeyance. On the ground of partially in itself operatin of the order dated 11.08.2021 at Annexure A1 shall remain stayed till the next date of hearing i.e. 1.12.2021 fixed in the main case.

In view of above facts, the Authority is of the considered view that the matter be adjourned sine die awaiting outcome of appeal. File be consigned to the registry.


Samir Kumar
Member

V.I - 
Vijay Kumar Goyal
Member


Dr. KK Khandelwal
Chairman
19.10.2021