

<b>PROCEEDINGS OF THE DAY</b>		<b>18</b>
Day and Date	Thursday and 10.10.2024	
Complaint No.	CR/7323/2022 Case titled as Vidisha Viswas and Shailendra Sharma VS Emaar MGF Land limited	
Complainant	Vidisha Viswas and Shailendra Sharma	
Represented through	Shri Varun Chugh Advocate	
Respondent	Emaar MGF Land limited	
Respondent Represented	Shri Dhruv Rohatgi Advocate	
Last date of hearing	25.07.2024	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

### **Proceedings**

The present complaint was filed on 30.11.2022 and registered as complaint no. 7323 of 2022 and the respondent has filed reply to the present complaint on 27.04.2023.

On hearing dated 15.02.2024, the counsel for both the parties sought adjournment to explore the possibility of amicable settlement. But till date no settlement deed has been placed on record.

On 27.04.2023 along with reply, the counsel for the respondent has filed an application for dismissal of complaint stating that the complaint is barred by limitation.

The counsel for the complainant requests for allowing DPC from the due date of possession till offer of possession and the unit was endorsed in favour of the complainant before the said offer of possession.

The counsel for the respondent states that the unit was assigned in favour of the complainant on 06.06.2018 and the offer of possession was made on 21.08.2018 and hence, DPC is admissible only for the said period. The counsel for the respondent states that complaint is barred by limitation as the same has been filed after 3 years of offer of possession and even execution of conveyance deed.



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

The counsel for the complainant states that the complainant is seeking DPC after computing the zero period allowed by Supreme Court of India on 10.01.2022 in M.A. No. 21 of 2022 of suo motu writ petition Civil No. 3 of 2020, the complaint is within limitation.

The counsel for the respondent wishes to file brief written submissions with relevant citation which may be filed within 2 weeks.

Arguments heard.

Order reserved.

Matter to come up on 05.12.2024 for pronouncement of order.

V. I. Goyal  
Vijay Kumar Goyal  
Member  
10.10.2024