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HARYANA REAL ESTATE REGULATORY AUTHORITY
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हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

New PWD Rest House, Civil Lines, Gurugram, Haryana

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

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PROCEEDINGS OF THE DAY

Day and Date	Wednesday and 01.05.2024
Complaint No.	CR/762/2020 Case titled as BHUPANDER NARAIN GUPTA VS VATIKA SOVEREIGN PARK PVT. LTD.
Complainant	BHUPANDER NARAIN GUPTA
Represented through	Ms. Arpita proxy counsel
Respondent	VATIKA SOVEREIGN PARK PVT. LTD.
Respondent Represented	Shri Venket Rao Advocate
Last date of hearing	28.02.2024
Proceeding Recorded by	Naresh Kumari and HR Mehta

Proceedings

The present complaint was filed on 12.02.2020 and reply on behalf of the respondent was received on 07.12.2022.

Original allottee died during the pendency of the complaint and details of legal heirs filed vide application dated 07.06.2023.

An application dated 18.05.2023 had been filed by the counsel for the respondent for dismissal of complaint on grounds of maintainability of complaint in view of the same being barred by limitation as the cancellation/termination of the unit took place on 01.07.2015 and further the same unit was subject matter of the Civil Suit in District Court, Saket, New Delhi whereby the plaint was returned to the plaintiff to be presented before the court having appropriate territorial jurisdiction vide order dated 09.08.2018.

The Authority vide proceedings dated 28.02.2024 rejected the said application on maintainability of the complaint and observed that the complaint is not bound by limitation.

The counsel for the respondent states that a detailed order may be passed w.r.t the limitation matter decided in the proceedings dated 28.02.2024. He further states that the issue regarding pendency of the plaint in the Civil



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LN/162/2020

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Court has also not been taken into account.

The counsel for the complainant wishes to file reply in the matter.

Matter to come up on 17.07.2024 for further proceedings.

Ashok Sangwan
Member
01.05.2024