



Complaint nos. 336/18, 1001/18, 1002/18,
1003/18, 1004/18, 1005/18,
1006/18, 1002/19

HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

1. COMPLAINT NO. 336 OF 2018

Neel Kamal & Anr.COMPLAINANT

VERSUS

Alpha Corp Development Pvt. LtdRESPONDENT

(10th hearing)

2. COMPLAINT NO. 1001 OF 2018

Nirmal Kumar BansalCOMPLAINANT

VERSUS

Alpha Corp Development Pvt. LtdRESPONDENT

(9th hearing)

3. COMPLAINT NO. 1002 OF 2018

Asha BansalCOMPLAINANT

VERSUS

Alpha Corp Development Pvt. LtdRESPONDENT

(9th hearing)

4. COMPLAINT NO. 1003 OF 2018

Nitin BansalCOMPLAINANT

VERSUS

Alpha Corp Development Pvt. LtdRESPONDENT

(9th hearing)

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5. COMPLAINT NO. 1004 OF 2018

Nitesh Bansal

....COMPLAINANT

VERSUS

Alpha Corp Development Pvt. Ltd

....RESPONDENT

(9th hearing)

6. COMPLAINT NO. 1005 OF 2018

Shivam Industries

....COMPLAINANT

VERSUS

Alpha Corp Development Pvt. Ltd

....RESPONDENT

(9th hearing)

7. COMPLAINT NO. 1006 OF 2018

Himadri Merchant

....COMPLAINANT

VERSUS

Alpha Corp Development Pvt. Ltd

....RESPONDENT

(9th hearing)

8. COMPLAINT NO. 1002 OF 2019

Amit Kumar

....COMPLAINANT

VERSUS

Alpha Corp Development Pvt. Ltd

....RESPONDENT

(5th hearing)

**CORAM: Rajan Gupta
Anil Kumar Panwar
Dilbag Singh Sihag**

**Chairman
Member
Member**

Date of Hearing: 03.03.2020

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1003/18, 1004/18, 1005/18,
1006/18, 1002/19

Present: - Smt. Rakhi for Sh. K.D. Dahiya, Counsel for
complainants

(in complaint no. 336/18, 1002/19)

Sh. Sunny Tyagi, Proxy Counsel for complainants

(in complaint nos. 1001-1006/18)

Smt. Parul Singla, Counsel for respondent in all complaints
*(attendance marked but none appeared when
cases were taken up)*

ORDER (RAJAN GUPTA- CHAIRMAN)

1. The complainants in all the above-captioned complaints are seeking refund of the amounts already paid by them to the respondent for purchase of their respective units. The Authority observes that the respondent has categorically mentioned in his written reply that the project is complete in all aspects and part completion certificate of the colony has already been received on 19.04.2018. Accordingly, the Authority is of the view that this is not a fit case for refund since the project is complete and order of refund will only jeopardize the fate of this project and other allottees placed therein.

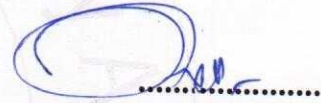
2. However, at present, the Authority cannot deal with complaints in which relief of refund has been sought, for the reason of stay granted by Hon'ble Punjab and Haryana High Court in order dated 25.11.2019 in writ petition no. **CWP-34244 of 2019** titled **Wg. Cdr. Sukhbir Kaur Minhas Versus State of Haryana and Others** against the operation of Haryana Real Estate (Regulation and Development)

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Amendment Rules 2019, by virtue of which the power of granting relief of refund to allottees was conferred to this Authority. Hence, the Authority decides to adjourn these complaints to 21.05.2020 to await the outcome of matter pending before the Hon'ble Punjab and Haryana High Court.



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RAJAN GUPTA
[CHAIRMAN]



.....
ANIL KUMAR PANWAR
[MEMBER]



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DILBAG SINGH SIHAG
[MEMBER]