



## HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

### COMPLAINT NO. 1062 OF 2018

Pinki Sharma

....COMPLAINANT(S)

VERSUS

M/s Omaxe Ltd.

....RESPONDENT(S)

**CORAM:**

**Nadim Akhtar  
Dilbag Singh Sihag**

**Member  
Member**

**Date of Hearing:** 14.12.2022

**Hearing:** 13th

**Present: -** Mr. Prikshit Yadav, Counsel for the complainant  
None for the respondent

### **ORDER (NADIM AKHTAR- MEMBER)**

Captioned complaint had come up before Authority for arguments on 11.10.2022. After hearing facts and arguments advance by both parties, Authority had given directions to respondent to refund the amount paid by complainant along with interest. However, at the time of calculating the interest payable to complainant it was observed that complainant had claimed to have paid an amount of ₹ 55,58,788/- to the respondent without attaching proof of entire said payments being made to the respondent. Respondent on the other hand had admitted to only a sum

of ₹ 53,22,562.00/-. So, in order to settle the controversy and to calculate the interest on amount paid by the complainant, case was adjourned for today, granting the complainant time to attach the proof of payments(receipts) made by her to the respondent. Relevant part of order dated 11.10.2022 is reproduced below:-

*“11. In Complaint no. 1062 of 2018, complainant has claimed that an amount of ₹ 55,58,788/- has been paid to the respondent without attaching proof of entire said payments being made to the respondent. Respondent on the other hand has admitted to only a cum of ₹ 53,22,562.00/-. In the absence of receipts Authority would not be able to ascertain dates on which amounts have been paid and total amount deposited by the complainant. So, in order to settle the controversy and to calculate the interest on amount paid by the complainant, Authority decides to rehear the matter on with direction to the complainant to place on record proof of payments(receipts) made by her to the respondents. Complainant is directed to submit said proof within fifteen days before next date of hearing. Complaint no 1062 of 2018 is adjourned to 14.12.2022 for the limited purpose of verification of amounts paid by the complainant to the respondent.”*

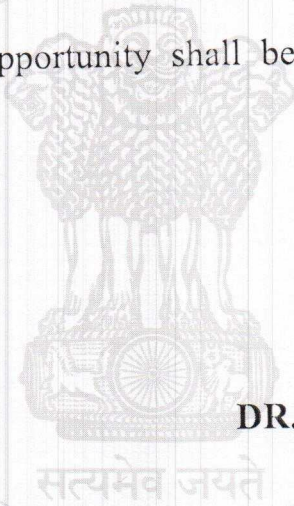
2. Case was adjourned for the limited purpose of verification of amounts paid by the complainant to the respondent. Despite availing time, complainant has failed to file requisite receipts as proof of payment made by her to respondent of an amount of ₹ 55,58,788/-.



3. Mr. Prikshit Yadav, learned counsel for the complainant submitted before court that he will file requisite receipts within one week in the registry of the office.

4. Despite availing time, the complainant has failed to file receipts to prove her claim to having paid an amount of ₹ 55,58,788/- to the respondent. Complainant is granted last opportunity to file proper receipts in respect of the total amount claimed to have been paid to the respondent. Said receipts should be filed in hard copy in the registry of the office within fifteen days. No further opportunity shall be given to the complainant.

Adjourned to 28.02.2023.



.....  
DR. GEETA RATHEE SINGH  
[MEMBER]

.....  
NADIM AKHTAR  
[MEMBER]