



Complaint no. 1281 of
2020

HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

SUO MOTU COMPLAINT NO. 1281 OF 2020

HRERA Panchkula

....COMPLAINANT(S)

VERSUS

1.D.K.Vijh

....RESPONDENT(S)

2. M/s BPTP Pvt Ltd

CORAM: Rajan Gupta
Anil Kumar Panwar
Dilbag Singh Sihag

Chairman
Member
Member

Date of Hearing: 28.01.2021

Hearing-1st

Present through : - Mr. Nitin Kant Setia, Ld. Counsel for respondent no. 1
Video Conferencing Mr. Hemant Saini & Mr. Himanshu Monga, Ld.
Counsels for respondent No. 2

ORDER (DILBAG SINGH SIHAG-MEMBER)

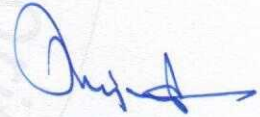
Captioned Suo-motu complaint has been filed against the respondents to refund pre-deposit amount of Rs 1,75,891/- in terms of order dated 27.08.2019 passed by Hon'ble Appellate Tribunal in Appeal no. 27/2019. A notice was issued to the parties to present their respective case for disbursement of the amount as per orders of the Tribunal. Accordingly, Mr. Nitin Kant is appearing on behalf of

respondent no. 1 and Mr. Hemant Saini is appearing today on behalf of respondent no.2.

2. On perusal of said order, it is not clear as to whom the said amount deserves to be returned/disbursed. Relevant part of the said order dated 27.08.2019 is reproduced below for reference: -

"Para 12.. The amount, if any, deposited by the appellant/promoter with this Tribunal be transferred to the account of learned Real Estate Regulatory Authority, Panchkula.."

3. Authority is duty bound to comply with the orders of the Hon'ble Appellate Tribunal without any amendment. Since the order is not clear for the reasons stated above, party which intends to claim the said amount is directed to seek modification of the order passed in appeal no. 27/2019.
4. Meanwhile, case is **adjourned sine die**. However, party is at liberty to approach the Authority after getting the modified order.



RAJAN GUPTA
[CHAIRMAN]



ANIL KUMAR PANWAR
[MEMBER]



DILBAG SINGH SIHAG
[MEMBER]