



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

1.COMPLAINT NO. 2069 OF 2019

Sandeep Parashar

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

2.COMPLAINT NO. 12 OF 2021

Atul Seksaria

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

3.COMPLAINT NO. 130 OF 2021

Satish Kumar

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

4.COMPLAINT NO. 131 OF 2021

Vinod Rustagi

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

5.COMPLAINT NO. 145 OF 2021

Pratibha Rustagi

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

6.COMPLAINT NO. 15 OF 2021

Veena Ahuja

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT



7.COMPLAINT NO. 19 OF 2021

Brijbala

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

8.COMPLAINT NO. 2081 OF 2019

Sanjay Goel

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

9.COMPLAINT NO. 2082 OF 2019

Sanjay Goel

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

10.COMPLAINT NO. 2083 OF 2019

Sanjay Goel

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT



11.COMPLAINT NO. 25 OF 2021

Tuhina Singh

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

12.COMPLAINT NO. 2833 OF 2019

Rajiv Nangia

....COMPLAINANT

VERSUS

Rise Projects Pvt. Ltd.

(Rise Sky Bungalows, Sec-41, Faridabad)

....RESPONDENT

CORAM:

Dr. Geeta Rathee Singh

Member

Nadim Akhtar

Member

Date of Hearing: 08.08.2023

Hearing:

15th Hearing in serial no. 1,8,9,10.

8th Hearing in serial no. 2,6,7,11.

7th Hearing in serial no. 3-5.

14th Hearing in serial no.12.



Present: Adv. Vikasdeep, counsel for complainant in complaint no.
12,130,131,145,15 of 2021,2069,2081,2082,2083,2833 of
2019,through V.C.
None for complainant in complaint no. 19,25 of 2021.
Adv. Venket Rao, counsel for respondent, through V.C.

ORDER(NADIM AKHTAR -MEMBER)

1. The present bunch of complainants was filed before the Authority. Thereafter the matters were heard on various dates. However, during the pendency of the matters before this Authority, respondent promoter went in appeal before the Hon'ble Haryana Real Estate Appellate Tribunal and the Hon'ble Appellate Tribunal vide its order dated 22.02.2022 directed the Authority may continue with the proceedings of the complainant, but would not pronounce the final orders.
2. In compliance to the orders of Hon'ble Appellate Tribunal dated 22.02.2022 these matters were last heard by the Authority on 23.02.2022 wherein, the Authority has decided to dispose of all the complaints and decides not to pronounce its final order in view of the order passed by the Hon'ble Appellate Tribunal .



3. Subsequent thereupon, Hon'ble Appellate Tribunal vide order dated 27.07.2023 dismissed the appeals and directed the Authority to further proceed and decide the matter on priority. In view of the aforesaid order dated 27.07.2023, matters have been listed for today .
4. Today, Ld. counsel for respondent apprised the Authority that subsequent to the filling of appeal and earlier orders of Authority dated 23.02.2023, there has been a new development and an appeal has been filed before Hon'ble Punjab and Haryana, High Court vide **CWP No. 26740-2022(O&M) titled as Vatika Ltd v. Union of India and Anr**, listed for hearing on 16.08.2023, wherein the question relating to jurisdiction of this authority to decide the matters pertaining to assured returns is pending for adjudication.
5. Ld. counsel for respondent further stated that judicial propriety demands that when the matter is under consideration before before a higher Court, the lower courts, tribunals and authorities should refrain from passing any order in a haste and should wait for the outcome of the appeal under consideration of the higher court.



6. Ld. counsel for complainant stated that the previous bench of the Authority have heard the matters at length and therefore the Authority may now pronounce the final orders.
7. Submissions of both ld. counsels heard, case is adjourned to **24.08.2023**.


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


.....
NADIM AKHTAR
[MEMBER]