



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 3117 OF 2019

Sunita Santhosham

....COMPLAINANTS

VERSUS

M/s Avalon Projects & Ors.

....RESPONDENTS

Hearing: 5th

CORAM: Dr. Geeta Rathee Singh
Nadim Akhtar

Member
Member

Date of Hearing: 01.02.2023

Present: Mr. Anuj Chauhan, learned counsel for the complainant through video conferencing

Mr. Hemant Saini, learned counsel for the respondent

ORDER (DR. GEETA RATHI SINGH- MEMBER)

1. As per office record, notice has been successfully delivered to respondent promoter on 20.01.2020. However, no reply has been filed.

2. Mr. Anuj Chauhan, learned counsel for complainant submitted that apartment buyer agreement was entered into between the complainant and respondent promoter on 02.09.2013. Deemed date of handing over possession is 02.03.2017. Total sales consideration of apartment is Rs. 56,95,450/-, against which complainant had already paid an amount of Rs. 54,69,917/-. He further apprised the Authority that project is not yet complete and there has been an inordinate delay in handing over the possession. Therefore, relief of refund be granted to him.
3. On the other hand, Mr. Hemant Saini, learned counsel for respondent apprised the Authority that possession is handed over to complainant by giving physical possession of keys to Ms. Sunita Santhosham, the complainant in present case. He further submitted that reply would be filed by him in course of day today.
4. Authority gives last opportunity to the respondents to file their reply atleast 15 days prior to next date of hearing with an advance copy supplied to complainants, subject to cost of Rs. 10,000/- payable to Authority and Rs. 2,000/- payable to complainant.
5. With these directions, case is adjourned to 20.04.2023.


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NADIM AKHTAR
[MEMBER]


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DR. GEETA RATHEE SINGH
[MEMBER]