



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 3117 OF 2019

Sunita Santhosham

....COMPLAINANT

VERSUS

Avalon Projects & Anr.

....RESPONDENTS

CORAM: Dr. Geeta Rathee Singh
Chander Shekhar

Member
Member

Date of Hearing: 16.01.2024

Hearing: 10th

Present: - None for the complainant.

Sh. Hemant Saini Advocate, counsel for the respondents.

ORDER

1. The captioned complaint was listed for 08.02.2024 but due to re-constitution of benches, it was listed today. As per last order dated 19.12.2023, after the defence of respondent to file reply was struck off vide order dated 08.11.2023, he was directed to pay earlier imposed costs

Geeta Rathee

of Rs.10,000/- payable to Authority and Rs.2,000/- payable to complainant. Such has not been paid as yet. Authority also gave liberty to both the parties to explore options of settlement if they desire to do so.

2. Today none appeared on behalf of complainant. Upon perusal of additional documents filed on 18.12.2023 by complainant in compliance of orders dated 08.11.2023, it is observed that statement of account submitted is not signed and there is no proof of amount of Rs.41,657/-. The proof of same may be supplied and the said deficiency may be removed with an advance copy supplied to respondent before the next date of hearing.
3. I.d. Counsel for respondent submitted that respondent promoter is ready to offer possession of the allotted flats, though receipt of Occupation Certificate from the concerned authorities is still awaited. He averred that construction and development work is almost complete in Phase 2 of the said project, wherein they were required to install 10 lifts. Out of 10 lifts, 5 lifts have already been installed and remaining 5 will be installed within a short period of time by managing funds accordingly.
4. I.d. counsel for respondent further submitted that the respondent is ready to pay whatever delay interest it is liable to pay, as per provisions of The Real Estate (Regulation and Development) Act, 2016 and rules or regulations framed thereunder for the delay caused in offering possession to the allottee.



5. Case is adjourned to **16.04.2024** for final arguments.


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CHANDER SHEKHAR
[MEMBER]


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DR. GEETA RATHEE SINGH
[MEMBER]