



# HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

## 1. COMPLAINT NO. 401 OF 2021

Satpal Kundal

....COMPLAINANT

VERSUS

Aegis Value Homes Pvt Ltd(Aegis woods)

....RESPONDENT

**CORAM:** Nadim Akhtar Member

Dr. Geeta Rathee Singh Member

Chander Shekhar Member

**Date of Hearing:** 08.02.2024

**Hearing:** 15<sup>th</sup>

**Present: -** Mr. Ramesh Vashishta, Counsel for the complainant through VC.  
Mr. Neeraj Goel & Mr. Tarun Ranga, Counsels for the respondent

### ORDER (NADIM AKHTAR-MEMBER)

1. On the last date of hearing, i.e., 07.11.2023 following order was passed:-

*"In compliance of last order dated 31.08.2023, complainant had filed affidavit and receipts of amount paid to the respondents. On perusal of said affidavit, it is found that date mentioned by complainant against amount of ₹173328/- is 12.02.2017. However on examining the proof of said amount it is found to be 14.02.2017. Also, there is no proof of amount of ₹11000/- and complainant has mentioned the date of payment as 20.08.2013. The complainant is directed to clarify the said dates of payments.*

*Today, none present on behalf of complainant. Ld counsel for respondents submitted that cost of ₹25000/- payable to the Authority imposed vide order dated 30.05.2023 has been deposited in the authority vide demand draft no. 008225 dated 02.09.2023. Authority directs complainant to submit clarification w.r.t abovementioned amount. Case is adjourned to 31.01.2024."*

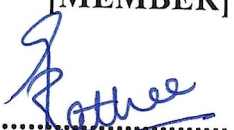
2. Case was fixed for hearing on 31.01.2024. However, due to constitution of benches, the case is taken up today for hearing.
3. Ld. counsel for complainant stated that an affidavit for clarification of disputed payments has been filed in compliance of directions issued vide previous order. He requested that refund of paid amount with interest be awarded to complainant.
4. On perusal of affidavit, it is found that in respect of amount of Rs 11,000/- cash transaction, complainant has relied upon two emails dated 16.07.2018 and 08.08.2018, which as per version of complainant is annexed as Annexure C-14. In this regard, it is observed that there is no such emails annexed with complaint as well as with said affidavit. Second, in respect of amount of Rs 1,73,328/- paid vide cheque no. 79691 complainant has relied upon bank statement which is annexed at page 4. In this regard, it is observed that said bank statement was annexed by complainant even in previous affidavit. Said bank statement do prove that cheque bearing no. 79691 got cleared but there is no proof of fact that said amount was paid to respondent Aegis Value Homes for



allotment of unit. Copy of said cheque has not been placed on record. Complainant is again directed to clarify the disputed payments of Rs 11,000/- (cash) and Rs 1,73,328/- (cheque 79691).

5. Case is adjourned to 29.02.2024.

  
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CHANDER SHEKHAR  
[MEMBER]

  
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DR .GEETA RATHEE SINGH  
[MEMBER]

  
.....  
NADIM AKHTAR  
[MEMBER]