



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 472 OF 2022

Rawat Singh

....COMPLAINANT

VERSUS

Rise Projects Pvt Ltd

.....RESPONDENT

(Rise Skybungalows, Faridabad)

CORAM:

Parneet Singh Sachdev

Chairman

Nadim Akhtar

Member

Dr. Geeta Rathee Singh

Member

Chander Shekhar

Member

Date of Hearing: 25.01.2024

Hearing: 8th

Present: -

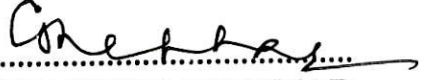
Mr. Yogesh Goyal, CA, for complainant through VC.

Mr. Venket Rao, Counsel for the respondent
through VC.

ORDER (PARNEET SINGH SACHDEV-CHAIRMAN)

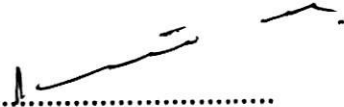
1. Captioned complaint pertains to project- Rise Sky Bungalows, Sector-41, Faridabad and tower-F of the respondent. Complainant in this complaint is seeking possession with delay interest and monthly assured returns in terms of builder buyer agreement dated 06.05.2014, executed with the respondent.
2. CA, Yogesh Goyal appeared for the complainant and insisted for the relief of monthly assured return as prayed in complaint. On the other hand, Id. Counsel for the respondent apprised the Authority that respondent-promoter had filed a petition before Hon'ble Punjab and Haryana, High Court vide *CWP No. 20667-2023 (O&M) titled as Rise Projects Pvt. Ltd v. Union of India and Anr*, which is now listed for hearing on 20.03.2024, wherein the question relating to jurisdiction of this Authority to decide the matters pertaining to assured returns is pending for adjudication.
3. Learned counsel for the respondent further stated that judicial propriety demands that when the matter is under consideration before a higher court, the lower courts, tribunals and authorities should refrain from passing any further orders and should wait for the outcome of the appeal under consideration of the higher court.

4. Keeping in view the aforesaid circumstances, the Authority decides to await the outcome of the writ petition.
5. Case is adjourned to 14.03.2024.


CHANDER SHEKHAR
[MEMBER]


DR .GEETA RATHEE SINGH
[MEMBER]


NADIM AKHTAR
[MEMBER]


PARNEET SINGH SACHDEV
[CHAIRMAN]