



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 607 OF 2022

Sangeeta Sharma

.....COMPLAINANT

Versus

Shree Vardhman Township Pvt. Ltd

.....RESPONDENT

**CORAM: Dr. Geeta Rathee Singh
Nadim Akhtar**

**Member
Member**

Hearing: 5th

Date of Hearing: 17.08.2023

Present: - Sh. Surender Singh Dalal , learned counsel for complainant through VC .

Sh. Sumit Kumar , learned counsel for respondent through VC.

Geeta Rathee

ORDER (Dr. GEETA RATHEE SINGH - MEMBER)

1. Ld counsel for complainant submitted that complainant had booked a flat in project namely Shree Vardhman City, Sector -30 Kurukshetra, Haryana. Complainant had been allotted flat no. B-59 admeasuring 1410 sq.ft and builder buyer agreement of total sale consideration of ₹ 32,90,000/- was entered on 14.05.2013. As per the agreement possession was to be handed over within 24months from date of agreement, i.e., 14.05.2015. Complainant had paid an amount of ₹2, 91,000/- and no demand thereafter was even made by the respondent. Complainant visited the site in the month of June- 2017 and observed that there was no structure and no development works were carried out at the site. He stated that complainant's father had also purchased a flat in said project. As structure was not ready and no progress was made, complainant's father withdrew from project and after settlement an amount of ₹1,90,000/- of the said flat was adjusted in present flat no. B-59. Thus, total amount paid by complainant against flat no. B-59 is ₹4,80,000/-. Respondent failed to hand over the possession till date. Therefore, he claims relief of refund of amount ₹4,80,000/-with interest.
2. On perusal of file, it is revealed that no receipts of amount of ₹4,80,000/-, as claimed by the complainant, are attached. Complainant claims to have paid an amount of ₹4,80,000/-, however on adding upon the claimed amount of ₹ 2,91,000/- and ₹1,90,000/- (mentioned at para no. 4.12 and 4.14 of page no. 9


Geeta Rathee

of pleading) total paid amount comes out to ₹4,81,000/- . Accordingly, Authority directs complainant to clarify the amount claimed by the complainant and submit the bank statement of amount of ₹ 2,91,000/- which is given to respondent. Complainant is also directed to provide proof of payment of an amount of ₹ 1,90,000/- which is adjusted against flat no. B-59 between complainant's father and respondent. Complainant is further directed to provide copy of details to be submitted to Authority as per above direction to the opposite party atleast 15 days before next date of hearing.

3. Case is adjourned to 23.11.2023 for arguments.


.....
NADIM AKHTAR
[MEMBER]


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