



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 806 of 2021

1. Harish Sharma
2. Geetanjali Sharma

...COMPLAINANT(S)

VERSUS

Piyush Buildwell India Limited

...RESPONDENT

CORAM: **Dr. Geeta Rathee Singh** **Member**
 Chander Shekhar **Member**

Date of Hearing: 17.09.2024

Hearing: 16th

Present: Adv. Aishwarya Dobhal, ld. counsel for complainant, through VC.
Adv. Gaurav Singla, counsel for respondent.

ORDER:

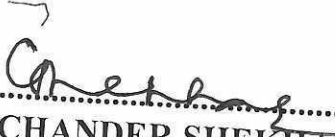
1. Ld. counsel for complainant submitted that on the last date of hearing i.e. on 09.04.2024, it was inadvertently recorded that exemption is granted to complainant from filing copy of BBA as they had submitted on affidavit that they do not have copy of BBA in possession. Whereas, actually no BBA was ever executed between complainant and respondent. Further,

she submitted that there exists a clerical error in the dates and event column in the complaint. She submitted that BBA was to be signed in 2009-10, however by that time they were informed that there was a certain amount of increase in the area of said unit due to which signing of BBA was postponed. Further, she submitted that the complainant does not have record of terms and conditions of payment or the payment schedule for making payments to respondent builder, however complainant made payments as and when demanded by the respondent. Besides, allotment letter was also issued after a delay of 2 years from the date of making first payment and continued to make payments after trusting respondent builder. Furthermore, possession was due in 2014 after occupation certificate was received; however unfortunately there arose delay which could not be pointed out as there was no BBA.

2. Arguments on behalf of complainant were heard. On perusal of file it is observed that vide order dated 20.12.2023, directions were given to complainant to file an attested copy of receipts in the registry of Authority. Same was filed on 01.04.2024, however on perusal of all the receipts, it is observed that they are only for an amount of Rs.12,00,020/-, however rest amount is still not proved. Therefore, complainant is directed to file a proper proof of receipts in the registry of Authority before the next date of hearing, with an advance copy supplied to the opposite party.



3. Case is adjourned to 17.12.2024 for arguments.


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CHANDER SHEKHAR
[MEMBER]


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DR. GEETA RATHEE SINGH
[MEMBER]

