



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 872 of 2022

Lovleen

...COMPLAINANT(S)

VERSUS

Haryana Shehri Vikas Pradhikaran

....RESPONDENT(S)

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

**Member
Member**

Date of Hearing: 22.03.2023

Hearing: 5th

Present: -Mr. Ranjan Arora, learned counsel for the complainant

Mr. Parveen Mehta, learned counsel for the respondent through VC

Mr. Jasvir Singh, office representative for the respondent

ORDER (NADIM AKHTAR-MEMBER)

1. Vide order dated 14.12.2022, last opportunity was granted to respondent to file their reply and an advance copy be supplied to complainant well before the

next date of hearing failing which the case will be proceeded against ex-parte. In non-compliance of the order dated 12.10.2022, Authority has further imposed the cost of ₹5000/- payable to Authority and ₹2000/- payable to complainant. However, reply has not been filed till date.

2. Today, Mr. Ranjan Arora, learned counsel for the complainant submitted that respondent has levied a penalty for an amount of ₹3,62,325/- on account of possession interest without offering a legal and valid possession despite receiving the entire amount from the complainant. In order to safeguard his allotment and any adverse action, complainant has paid the entire amount of ₹3,62,325/- to the respondent. However, the paid amount of penalty has been paid under protest.

2. Representative of the respondent on the other hand, submitted the demand drafts of sum of ₹3,36,590/- + ₹1,090/- as refund of the possession interest charges. He further complied with the orders dated 14.12.2022 and submitted the demand drafts of the amount of ₹2000 in favour of the complainant and ₹5000/- in favour of the Authority respectively.

3. Submissions made by both the parties are taken on record. Complainant claimed to have paid the amount of ₹3,62,325/- on account of possession interest, however, respondent has refunded the amount of sum of ₹3,37,680/- only. Therefore, both the parties are directed to submit the proofs of payments with regard to the possession interest charges by the next date of hearing.

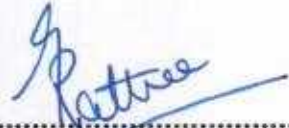


Further, last opportunity is being granted to the respondent to file the reply within three weeks failing which the case will proceed ex-parte.

4. Case is adjourned to 09.05.2023.



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NADIM AKHTAR
[MEMBER]



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Dr. GEETA RATHEE SINGH
[MEMBER]

