

PROCEEDINGS OF THE DAY

Day and Date	Friday and 03.05.2019
Complaint No.	307/2019 Case Titled As Skynet Enterprises Pvt Ltd V/S Pareena Infrastructures Private Limited
Complainant	Skynet Enterprises Pvt Ltd
Represented through	Shri Prateek Chauhan Advocate for the complainant
Respondent	Pareena Infrastructures Private Limited
Respondent Represented through	Shri Prashant Sheoran Advocate for the respondent
Last date of hearing	23.04.2019
Proceeding Recorded by	Naresh Kumari & S.L. Chanana

Proceedings

Project is not registered with the authority.

Since the project is not registered, notice under section 59 of the Real Estate (Regulation & Development) Act, 2016, for violation of section 3(1) of the Act be issued to the respondent. Registration branch is directed to do the needful.

Arguments heard.

A piquant question has been raised by the parties that since a criminal case/matter is pending before the learned Metropolitan Magistrate, Dwarka District Courts, New Delhi, as such, the matter cannot be decided here as per the provisions of Rules 28 (1) (a) of the Haryana Real Estate

(Regulation & Development) Rules 2017 and the affidavit submitted by the applicant/complainant is defective to that extent. Counsel for the complainant has submitted copies of judgment/order passed in Crl. Misc. No. M-34793 of 2011 titled as Ms. Sonica Malhotra and others versus State of Punjab and others decided on 6.1.2015 and Complaint case No.40/2018 titled as Jnanendra Kumar Jena versus DLF Limited, DLF Cyber City and the same have been perused and placed on record. However, both these orders are silent w.r.t. the question raised by counsel for the respondent. The counsel for the complainant is directed to get the matter sorted out in the criminal court first and then to approach RERA authority for seeking justice in the matter.

Complaint stands disposed of. File be consigned to the registry.

Samir Kumar
(Member)
03.05.2019

Subhash Chander Kush
(Member)