



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

SUO MOTO COMPLAINT NO. 670 OF 2019

HRERA, Panchkula

....COMPLAINANT

VERSUS

M/s Ultratech Township Developers Pvt. Ltd.

....RESPONDENT

CORAM: Rajan Gupta

Chairman

Dilbag Singh Sihag

Member

Date of Hearing: 26.04.2022

Hearing: 20th

Present: -None for the respondent.

ORDER (RAJAN GUPTA – CHAIRMAN)

Today is the 20th hearing of the matter. Perusal of the case file reveals the following observation made by the Authority in its previous order dated 02.02.2022.

1. On perusal of case file, it was observed that Authority vide order dated 14.10.2021 had made following observations:

"1. Present suo moto complaint was registered to recover a cost of Rs. 27,000/- from the respondent as per order dated 26.02.2019 passed in Complaint

No. 1079 of 2018 titled as "Gaurav Pahwa vs M/s Ultratech Township Developers Pvt. Ltd." on account of non-filing the reply within time stipulated in the notice.

2. Respondent has failed to pay aforementioned cost despite of various opportunities granted by the Authority. Authority vide order dated 08.04.2021 had directed to attach bank accounts of respondent-promoter with a direction that an amount of Rs. 27,000/- payable to the Authority be remitted out of such accounts, to this Authority in case such amount is available in the attached accounts of the respondent-promoter.

3. As per records available with project section of the Authority, Authority had issued warrant of attachment dated 29.04.2021 against respondent's bank account bearing no. 917020027630252, being maintained at Axis Bank Ltd., Karnal and a direction was issued to the manager of the said bank to attach and remit to this Authority an amount of Rs. 27,000/- if found lying in the said account.

Notice containing aforesaid direction of the Authority was duly served upon concerned branch of the bank on 10.05.2021 but no response was received from the branch manager. Therefore, Authority vide order dated 12.08.2021 directed to issue fresh reminder to the branch manager for making necessary compliance and report to the Authority accordingly with regard to remittal of aforesaid amount.

Said reminder notice was issued to the manager on 25.08.2021 and the same was successfully delivered to him on 26.08.2021 as per report from DTDC. However, no reply or report has yet been received from the manager with regard to action taken by him in compliance of the orders of the Authority. Therefore, Authority orders personal appearance of the manager of said bank on next date of hearing in case of non-compliance of the orders of the Authority."



2. Further, Authority vide order dated 09.12.2021 had made following observations:

"2. Today, Authority was apprised that an email dated 09.12.2021 has been received on behalf of Axis Bank Limited, Karnal whereby it was stated that bank had already issued a demand draft (DD no. 48215) for Rs. 27,000/- in favour of the Authority on 20.05.2021 in compliance of orders for attachment of bank accounts dated 29.04.2021, but said demand draft has not been received in the Authority nor said amount of Rs. 27,000/- has been received in bank account of the Authority.

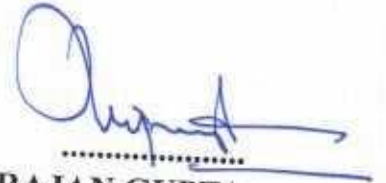
Therefore, Authority directs the manager of concerned Axis Bank to remit an amount of Rs. 27,000/- to the Authority in accordance with earlier notices dated 10.05.2021, 25.08.2021 and 29.10.2021, failing which he is ordered to appear personally before the Authority."

3. However, no further communication has been received from the bank regarding remittal of amount of Rs. 27,000/- in bank account of the Authority. Authority, thus, directs the manager of concerned Axis Bank to remit said amount to the Authority within 30 days from uploading of this order, failing which he is directed to appear personally before the Authority on next date of hearing with a justification as to why the bank has not remitted said amount as per orders of the Authority.

2. Perusal of case files reveals that an application dated 25.04.2022 was received in the office of the Authority dated 26.04.2022 from the Axis Bank, Karnal submitting that they have issued a Demand Draft for Rs. 27000/- reference number 49317 dated 18.05.2021 towards recovery amount due. They have also attached a photocopy of the demand draft along with the application. Since recovery has been made successfully, case is disposed of.



3. Case is **disposed of**. Files be consigned to record room after uploading of orders on the website of the Authority.



RAJAN GUPTA
[CHAIRMAN]



DILBAG SINGH SIHAG
[MEMBER]

