

**PROCEEDINGS OF THE DAY**

Day and Date	Thursday and 18.04.2019
Complaint No.	2247/2018 Case Titled As Rosemary Hospitality Private Limited V/S Unitech Limited
Complainant	Rosemary Hospitality Private Limited
Represented through	None
Respondent	Unitech Limited
Respondent Represented	None
Last date of hearing	First hearing
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.

Complaint was filed on 17.12.2018. Notices w.r.t. reply to the complaint were issued to the respondent on 19.12.2018, 7.1.2019 and 18.1.2019. Besides this, a penalty of Rs.5,000/- and Rs.10,000/- was also imposed on 7.1.2019 and on 18.1.2019 for non-filing of reply even after service of notices. However, despite due and proper service of notices, the respondent neither filed the reply nor come present before the authority. From the above stated conduct of the respondent, it appears that respondent

does not want to pursue the matter before the authority by way of making personal appearance by adducing and producing any material particulars in the matter. As such, the authority has no option but to proceed ex-parte against the respondent and to decide the matter on merits by taking into account legal/factual propositions, as raised, by the complainant in his complaint.

A final notice dated 30.3.2019 by way of email was sent to both the parties to appear before the authority on 18.4.2019.

Today the case was fixed for arguments but the parties are not present. Waited sufficiently. It seems that the parties are not serious in pursuing the complaint. Accordingly, complaint is dismissed in **default for non-appearance** of the complainant. File be consigned to the registry.

Samir Kumar  
(Member)  
18.04.2019

Subhash Chander Kush  
(Member)