



HARERA
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HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

New PWD Rest House, Civil Lines, Gurugram, Haryana

नया पी.डब्ल्यू.डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा

PROCEEDINGS OF THE DAY		4
Day and Date	Friday and 18.11.2022	
Complaint No.	CR/104/2020 Case titled as PARWATI Vs BECON BUILDMART PVT LTD	
Complainant	PARWATI	
Represented through	None	
Respondent	BECON BUILDMART PVT LTD	
Respondent Represented	Shri Udaibir Singh Advocate	
Last date of hearing	22.09.2022	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

Proceedings

The present complaint has been received on 24.01.2020 and the reply was received on 15.06.2021.

File has been received on transfer from Adjudicating Officer in view of the judgment dated 11.11.2021 passed by the Apex Court in the case bearing no. **SLP(Civil) No(s). 3711-3715 OF 2021** titled as **M/s Newtech Promoters and Developers Pvt Ltd Versus State of U.P. and Ors.**, and wherein it was held that as matters regarding refund and interest under section 18(1) are to be decided by the authority and matters regarding adjudging compensation to be decided by the Adjudicating officer.

Succinct facts of the case as per complaint and reply are as under:

Sr. No.	Particulars	Details
1.	Name of the project	" BECON ARCADE ", Sector 109, Dwarka expressway ,Gurugram, Haryana.
2.	Project type	Commercial complex

An Authority constituted under section 20 the Real Estate (Regulation and Development) Act, 2016 Act No. 16 of 2016 Passed by the Parliament

भू-संपदा (विनियमन और विकास) अधिनियम, 2016 की धारा 20 के अर्तगत गठित प्राधिकरण

भारत की संसद द्वारा पारित 2016 का अधिनियम संख्यांक 16



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हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

CR/10/2020

New PWD Rest House, Civil Lines, Gurugram, Haryana


नया पी.डब्ल्यू.डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा

3.	Unit no.	shop no. 28
4.	Unit admeasuring	625 sq. ft.
5.	Buyers' agreement	Not placed on file
6.	Possession clause	cannot be determined
7.	Due date of delivery of possession	cannot be ascertained
8.	application form	02.08.2012
9.	Total sale consideration	Rs. 84,11,780 (As per information given by the complainant.)
10.	Total amount paid by the complainant	Rs. 12,00,000/- (As per information by the complainant.)
11.	Occupation certificate	No information provided
12.	Offer of possession	Not offered

The counsel for the respondent states at bar that the amount of Rs.6 Lakhs was received from the allottee complainant and the same has been refunded to the complainant-allottee on 24.01.2020 and no more amount remains with the respondent which is to be refunded. None is present on behalf of the complainant. The requisite document pertains to refund has already been filed by the respondent with the reply on 15.06.2021. Therefore, the case is disposed off as the amount has already been refunded to the complainant. File be consigned to the registry.


Sanjeev Kumar Arora
Member


Ashok Sangwan
Member


Vijay Kumar Goyal
Member
18.11.2022

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Act No. 16 of 2016 Passed by the Parliament

भू-संपदा (विनियमन और विकास) अधिनियम, 2016 की धारा 20 के अंतर्गत गठित प्राधिकरण

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