



**BEFORE THE ADJUDICATING OFFICER
HARYANA REAL ESTATE REGULATORY AUTHORITY
PANCHKULA**

COMPLAINT NO. 1970 OF 2019

In

COMPLAINT NO. 1103 OF 2019

Lovleen

....COMPLAINANT(S)

VERSUS

Haryana Urban Development Authority

....RESPONDENT(S)

ORDER (ANIL KUMAR PANWAR-MEMBER)

1. The complaint no. 1103/2019 was filed before me in the capacity of (Adjudicating Officer) with a prayer for possession of the allotted plot. Before issuing notice to the opposite party, question of maintainability of the complaint was required to be adjudicated upon. So, a notice dated 04.06.2019 was issued to complainant's counsel to appear on 05.07.2019 in order to address arguments on the question of maintainability of complaint. But on said date the complainant's counsel did not appear at the time of hearing. So, the said complaint was dismissed in default.

2. The complainant's counsel has filed the present complaint for restoration of Complaint no. 1103/2019, averring that default in appearance

occurred because the complainants' counsel was not able to reach the office due to heavy rain in Delhi.

3. It is well settled that a litigant should not suffer for fault of his counsel. Therefore, the application deserves to be allowed. The original complaint is accordingly restored and present complaint shall stand subsumed in the said complaint.

4. Case is adjourned to **15.10.2019**. Notice to complainant be issued for addressing his arguments on the issue of maintainability of complaint on the said date.

5. However, the fees paid in complaint no. 1103/2019 is adjusted against the present complaint. the fees.



Anil Kumar Panwar
Adjudicating Officer