



Complaint no.1109/2019

## HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 1109 OF 2019

Pawan Kumar Goyal and Anr

....COMPLAINANT(S)

VERSUS

M/S Samar Estates Pvt Ltd.

....RESPONDENT(S)

**CORAM:**

**Rajan Gupta  
Anil Kumar Panwar  
Dilbag Singh Sihag**

**Chairman  
Member  
Member**

**Date of Hearing: 11.09.2019**

**Hearing: 3<sup>rd</sup>**

**Present: -** Mr. Devinder Kumar, Counsel for Complainant  
Mr. Tarun Gupta, Counsel for respondent

### **ORDER (Anil Kumar Panwar-Member)**

1. Review has been sought on the ground that the Authority in the open court directed the respondent to deliver the possession by 31.03.2019 but the date of delivery in the order was mistakenly mentioned as 31.12.2019. The respondent's plea on the point is that the date fixed for handing over the possession was 31.12.2019 because he had explained to the Authority about

his inability to deliver the possession by 31.03.2019.

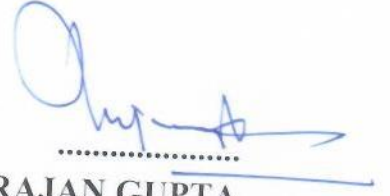
2. After hearing the parties and going through the record, the Authority finds that the respondent while seeking registration of his project under Section 3 of the Real Estate (Regulation and Development) Act, 2016 has mentioned the date of completion as 31.03.2019 in respect of Phase-II of the project in which the unit allotted to the complainant situates. He was adhering to the said date of completion on the day the order under review was passed because no application was filed till then by him for extension of time from 31.03.2019 to 31.12.2019. These circumstances cumulatively tend to prove that the respondent at the time when the Authority passed the order under review was projecting that phase II of his project would complete and possession to the complainant would be delivered on 31.03.2019.

3. So, the Authority finds merit in the review application and directs rectification in the order dated 06.12.2018 for reflecting the date for handing over the possession as 31.03.2019 instead of 31.12.2019.

4. Necessary correction in the main order dated 06.12.2018 be made therein with reference to this order and an amended order in substitution of original order be uploaded on the website of the Authority.



5. Review application is accordingly **disposed of** and file be  
consigned to the record room.



RAJAN GUPTA  
[CHAIRMAN]



ANIL KUMAR PANWAR  
[MEMBER]



DILBAG SINGH SIHAG  
[MEMBER]

