

New PWD Rest House, Civil Lines, Gurugram, Haryana

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

NON- COMPLIANCE OF CONDITIONS OF REGISTRATION CERTIFICATE HEARING BRIEF

S. No.	Particular	Details		
1.	Registration certificate no.	676/408/2023/20		
2.	Date of Registration	30.01.2023		
3.	Date of expiry of validity of registration	14.11.2027		
4.	Name of promoter	M/s Desi Construction Pvt. Ltd.		
5.	Name of project	Tathastu I		
6.	Area of project	12.8847 Acres		
7.	Nature of project	Affordable Group Housing		
8.	Location of project	Sector- 5, Sohna, Gurugram		
9.	Suo-motu complaint no.	RERA-GRG-3825-2023		
10.	Status of compliance done by the promoter			
	Conditions	Compliance due date	Date of approval obtained on	Whether compliance done within time frame
	The promoter shall submit the environmental clearance within 6 months.	30.07.2023	09.02.2023	Within time
	The promoter shall submit the fire scheme approval within 3 months.	30.04.2023	25.05.2023	Delay of 25 days
	The promoter shall submit the approved service plan and estimates within 3 months.	30.04.2023	Not submitted	-
11.	Details of refundable security submitted by the promoter			
	Name of the bank	No. And date refundable security	Amount	Submitted for
	ICICI Bank	DD no. 514204 dated	25 lacs	Fire scheme

Email: hareragurugram@gmail.com, reragurugram@gmail.com, **Website:** www.harera.in
 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


		18.01.2023		
	ICICI Bank	DD no. 514206 dated 18.01.2023	25 lacs	Service plans and estimates
12.	File status			Date
	Show cause notice sent on			21.08.2023
	First reply received on			04.09.2023
	First hearing on			21.09.2023
	Second reply received on			18.10.2023
	Second hearing on			26.10.2023
13.	Case history	<p>Whereas an application for registration of the above real estate project under section 4 of the Real Estate (Regulation and Development) Act, 2016 was submitted to the Authority by M/s Desi Construction Pvt. Ltd. and after due consideration, the said real estate project was conditionally registered with the Haryana Real Estate Regulatory Authority Gurugram. Since the promoter failed to comply with the conditions mentioned in the registration certificate within the prescribed time, the Authority issued a show- cause notice dated 21.08.2023 as to why the registration certificate shall not be revoked and penal proceedings shall not be initiated against the promoter and an opportunity of hearing was offered on 21.09.2023.</p> <p>The promoter submitted the reply dated 04.09.2023 in the Authority which is scrutinized, and status of compliance is as listed above at S. No. 10.</p> <p><u>Proceedings dated 21.09.2023</u></p> <p>Ar. Neeraj Gautam (Associate Architectural Executive) briefed the facts of the case. Ms. Priyanka Aggarwal, Advocate is present on behalf of the promoter.</p> <p>The AR of the promoter seeks one month time to submit the compliance of the conditions imposed. One opportunity is granted for submitting the above compliance subject to the final decision of the Authority regarding delay in submission of compliance in terms of the registration certificate. The matter to come up on 26.10.2023.</p> <p>Further, in its reply dated 18.10.2023, the promoter states that they are working on approval of service estimates and have made a representation to DTCP for providing information pertaining to road levels, sewer systems and water supply lines to enable them to align the service plans and estimates with the current status of vital components. The promoter further requests six months' time to get the approval of service plans and estimates.</p> <p><u>Proceedings dated 26.10.2023</u></p>		

Ar. Neeraj Gautam (Associate Architectural Executive) briefed the facts of the case.

Sh. Ashwani Kumar (AR) is present on behalf of the promoter. The AR of the promoter states that in sector 05 of Sohna, all the promoters are facing an issue in the approval of service plan and estimates. The promoter has submitted a representation to DTCP for providing information pertaining to road levels, sewer systems and water supply lines to enable them to align the service plans and estimates with the current status of vital components. The promoter further requests six months' time to get the approval of service plans and estimates.

One opportunity is granted for submitting the above compliance subject to the final decision of the Authority regarding delay in submission of compliance in terms of the registration certificate.

The matter to come up on 23.11.2023 for further proceedings.


(Ar. Neeraj Gautam)
Associate Architectural Executive

Day and date of hearing

Thursday and 23.11.2023

Proceedings recorded by

Ram Niwas

Proceedings dated 23.11.2023

Ar. Neeraj Gautam (Associate Architectural Executive) briefed the facts of the case.

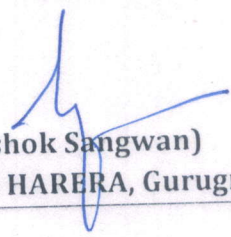
Sh. Ashwani Kumar (AR) is present on behalf of the promoter.

The AR of the promoter states that they have submitted another application before DTCP for providing information pertaining to road levels, sewer systems and water supply lines to enable them to align the service plans and estimates with the current status of vital components so that the service plans and estimates may be submitted before the DTCP for approval and a copy of same has been submitted in the Authority today.

The concerned executive of the Authority is directed to send a letter to the DTCP seeking confirmation of the fact submitted by the promoter regarding delay in approval being faced on account of non-availability of information required from DTCP.

The promoter is directed to submit the above compliance subject to the final decision of the Authority regarding delay in submission of compliance in terms of the registration certificate.

The matter to come up on 28.12.2023.


(Ashok Sangwan)
Member, HARERA, Gurugram

