



HARERA
GURUGRAM

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	Tuesday and 19.09.2023
Complaint No.	MA NO. 278/2023 in CR/909/2021 Case titled as Udit Sharma V/s Pareena Infrastructure Pvt. Ltd.
Complainant	Udit Sharma
Represented through	Complainant in person with Rakshit Advocate
Respondent	M/s Pareena Infrastructure Pvt. Ltd.
Respondent Represented	Shri Rinku Yadav proxy counsel
Last date of hearing	Rectification application
Proceeding Recorded by	Naresh Kumari and HR Mehta

Proceeding-cum-Order

The above-mentioned matter was heard and disposed of vide order dated 13.07.2022 wherein the Authority had directed the respondent to refund the paid-up amount along with prescribed rate of interest @ 9.50 % p.a.

The complainant has filed an application for rectification of order dated 02.08.2023 for correction in the figure of prescribed rate of interest and the complainant is proposing following rectification as under.

Sr. No.	Matter sought to be rectified	Direction of the Authority as per order dated 20.01.2023	Changes proposed
1.	Prescribed rate of interest in order dated 13.07.2022	The respondent is directed to refund the entire amount of Rs. 43,72,773/- paid by the complainants along with prescribed rate of interest @ 9.50% p.a. as prescribed under rule 15 of the Haryana Real	Correct the final order dated 13.07.2022 thereby correcting the prescribed rate of interest from 9.50% p.a. to 9.70% p.a. in Para 21(i) at page 13 of detailed order dated 13.07.2022

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 अंतर्गत गठित प्राधिकरण
भारत की संसद द्वारा पारित 2016 का अधिनियम संख्यांक 16



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हरियाणा भू-संपदा विनियमक प्राधिकरण, गुरुग्राम
MA No. 278/2023/HRERA/19/09/2021

New PWD Rest House, Civil Lines, Gurugram, Haryana नया पी.डब्ल्यू.डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा

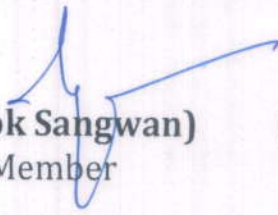
	Estate (Regulation and Development) Rule, 2017 from the date of each payment till the actual date of refund of the deposited amount. [Para 21(i) at page 13 of detailed order dated 13.07.2022]	
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The authority observes that as per website of the State Bank of India i.e., <https://sbi.co.in>, the marginal cost of lending rate (in short, MCLR) on 13.07.2022 was 7.70% and consequently, the prescribed rate of interest will be marginal cost of lending rate + 2% i.e., 9.70% p.a.

Thus, the aforesaid error was inadvertent while preparing the detailed order dated 13.07.2022 and the aforesaid errors being typographical apparent from the record and clerical in nature, the rectification in detailed order dated 13.07.2022 is allowed under section 39 read with section 38(2) of the Act. This order be read with and in continuation of detailed order dated 13.07.2022.

Rectification application stands disposed of. File be consigned to registry.


(Sanjeev Kumar Arora)
Member


(Ashok Sangwan)
Member


(Vijay Kumar Goyal)
Member

19.09.2023