PROCEEDINGS OF THE DAY	40
Day and Date	Wednesday and 10.01.2024
Complaint No.	CR/524/2023 Case titled as Anish Bohra VS Vatika Limited
Complainant	Anish Bohra
Represented through	Shri Harshit Goyal, Advocate
Respondent	Vatika Limited
Respondent Represented through	S/Shri Venket Rao, Pankaj Chandola and Gunjan Kumar Advocates
Last date of hearing	11.10.2023
Proceeding Recorded by	Naresh Kumari and HR Mehta

Proceedings

The Complaint received on 08.02.2023 and reply received on 18.10.2023.

The complainant is seeking payment of assured return with directions for handing over of possession and delayed possession charges in terms of the allotment letter dated 4.5.2016.

The counsel for the respondent states that the assured return was paid upto November,2018 and total amunt of Rs. 41,48,124/- has been paid to the complainant as assured return. However, due the enactment of the BUDS Act, in the year 2019, the respondent was unable to pay any more assured returns. Further, the Authority does not have jurisdiction to adjudicate upon issue relating to the BUDS Act and assured return . The matter has been raised before the Hon'ble High Court of Punjab and Haryana in CWP No.26740 of 2022 and is pending.

Counsel for the complainant states that the matter has been made cleared by the Hon'ble High Court vide their orders dated 22.11.2023 that the respective authorities are at liberty to continue proceedings in this regard.

Arguments heard.

Order reserved.

Matter to come up on 27.3.2024 for pronouncement of orders.

Ashok Sangwan
Member
10.01.2024