



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

BEFORE ADJUDICATING OFFICER

EXECUTION NO. 2200 OF 2023

IN

COMPLAINT NO. 2354 OF 2022

Raj Kumar Goel

....DECREE HOLDER

VERSUS

Samar Estates Pvt. Ltd.

....JUDGMENT DEBTOR

Date of Hearing: 07.11.2023

Hearing: 1st

Present: - Mr. Sanjeev Kashyap Advocate, Counsel for Decree Holder
None for the Judgment Debtor

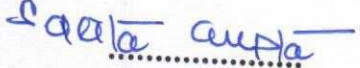
ORDER

Case received by transfer from Hon'ble Authority.

2. Present execution complaint has been filed for execution of order dated 20.12.2022 passed by the Authority in Complaint no.2354 of 2022 titled as Raj Kumar Goel versus Samar Estates Pvt. Ltd. whereby the judgment debtor was directed to refund the amount of ₹78,41,979/- (₹32,90,000/- Principal Amount plus ₹45,51,979/- interest till 20.12.2022).

Sajita Gupta

3. Learned counsel for complainant/decreed holder has stated that judgment debtor has not complied with the order passed by the Authority. He has apprised that in other cases pending before the Authority, recovery certificates were ordered to be issued for recovery of decretal amounts as arrears of land revenue. Learned counsel for decreed holder has requested that in this case also, recovery certificate be issued.
4. Despite being granted opportunity, judgment debtor has not complied with the order under execution. Therefore, considering the submissions made by learned counsel for decreed holder, this Court decides to issue a recovery certificate against the judgment debtor company addressed to District Collector, Panchkula with a direction to recover the total amount of ₹85,75,301/- (₹32,90,000/- Principal Amount plus ₹45,51,979/- interest till 20.12.2022 plus ₹7,33,322/- interest from 20.12.2022 till 07.11.2023) as arrears of land revenue and remit the same to the Authority after such recovery for further payment to the decreed holder/complainant. The District Collector, Panchkula is requested to send compliance report to this Court.
5. Case is adjourned to 17.01.2024 for necessary compliance and awaiting report from the office of the District Collector, Panchkula.


(DR. SARITA GUPTA)
ADJUDICATING OFFICER