PROCEEDINGS OF THE DAY	18
Day and Date	Friday and 15.03.2024
Complaint No.	CR/1591/2022 Case titled as Kamlesh Jain and Manish Jain VS Classic Infra Solutions Private Limited
Complainant	Kamlesh Jain and Manish Jain
Represented through	Shri Arjun Agarwal Advocate
Respondent	Classic Infra Solutions Private Limited
Respondent Represented	Ms Priyanka Aggarwal, Advocate
Last date of hearing	01.12.2023
Proceeding Recorded by	Naresh Kumari and HR Mehta

Proceedings

The present complaint was filed on 12.04.2022 and reply has been filed on 27.01.2023. The counsel for the complainants have filed rejoinder on 01.09.2023.

The complainants were allotted a unit in the project of respondent "**Paras Irene**", in Sector 70A, Gurugram vide allotment letter dated 09.05.2012 for a total sum of Rs. 1,34,30,858/-. Also vide dated 11.01.2013 buyer's agreement was executed between the parties, the complainants started paying the amount due against the allotted unit and paid a total sum of Rs. 63,22,909/- which is 47.07% of the sale consideration.

The counsel for the complainant is seeking refund as the due date of handing over of the posseswion was 11.1.2017 and the complainant cannot be forced to wait endlessly.

The counsel for the respondent staes that although the unit was cancelled in 3.8.2016 which is at page 75 Annexure' J' of the complaint but further stated that the complainant further made payment of Rs. 40 lakh on 31.10.2018 which was cheque no.044104 dated 8.8.2018 which got bounced on 3.1.2019 and that bounce cheque/bank statement of the respondent shall be submitted within a week in the registry of the authroity alongwith the memo affixed on the cheque by the bankers. Further stated that she shall be filing the correspndence w.r.t. the submission of above mentioned cheque of Rs. 40 lakh alongwith the proof of bounced cheque within one week.

Part arguments heard.

Both the parties are directed to file written submissions within a period of two weeks after supplying a copy to each other.

Matter to come up on 31.5.2024 for final arguments.

Sanjeev Kumar Arora
Member
15.03.2024