



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

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Day and Date	Friday and 12.04.2024
Complaint No.	CR/7920/2022 Case titled as Jayant Baxi VS Spaze Tower Private Limited
Complainant	Jayant Baxi
Represented through	Shri Divanshu Mittal Advocate
Respondent	Spaze Tower Private Limited
Respondent Represented	Shri Harshit Batra, Advocate
Last date of hearing	02.02.2024
Proceeding Recorded by	Naresh Kumari and HR Mehta

Proceedings-cum-orders

The present complaint was filed on 06.01.2023 and the respondent was filed on 01.12.2023.

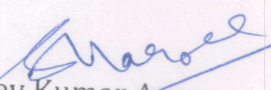
The complainant is seeking refund of the deposited amount with interest.

The counsel for the complainant states that he has already paid a sum of Rs. 28,56,118/- to the respondent against total sale consideration of Rs. Rs. 83,20,790/- . Due date of possession in this case was 12.3.2016 and BBA has not been executed. Further stated that the respondent has applied for OC for its commercial colony on 20.3.2020.

The counsel for the respondent states that respondent Spaze Towers has no privity of the contract as the payment has been made by the allottee to Auto Max and the allotment has been sent by Auto Max and the reminder for execution was also sent by Auto Max and Spaze towers is not there and Further stated that the unit was allotted to two persons Jayant Baxi and Roop Shri Baxi.

Complaint is not maintainable since the allotment is in the name of two allottees and the present complaint has been filed by only one complainant i.e. by Jayant Baxi.

Matter stands disposed off. File be consigned to the registry.


Sanjeev Kumar Arora
Member
12.04.2024