



# HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

**COMPLAINT NO. (Suo-Motu) 106 of 2023**

HRERA, Panchkula

...COMPLAINANT

VERSUS

Upright Infraheights Pvt. Ltd.

....RESPONDENT

**CORAM:**

**Parneet S Sachdev**

**Chairman**

**Nadim Akhtar**

**Member**

**Dr. Geeta Rathee Singh**

**Member**

**Chander Shekhar**

**Member**

**Date of Hearing: 10.01.2024**

**Hearing: 3<sup>rd</sup>**

**Present: Adv. Hemant Saini on behalf of the Respondent**

**ORDER (Parneet S Sachdev-Chairman)**

The present Suo-motu complaint was registered against the respondent promoter for revoking the registration of project of an Affordable Residential Plotted Colony under DDJAY namely "The Flower City" to be developed over land measuring 5 acres situated in the revenue estate of Village Azijualpur, Sector-19,

Panipat, being developed by Upright Infraheights Pvt. Ltd. and registered vide Reg No. HRERA-PKL-PNP-353-2022 dated 29.09.2022.

2. A letter dated 03.10.2022 was received from Assets Care & Reconstruction Enterprise Ltd. informing that the Ld. Recovery Officer-I, Debts Recovery Tribunal-II, Delhi in RC no. 249/2016 & 251/2016 vide orders dated 23.09.2022 has directed M/s Stanza Developers and Infrastructure Pvt. Ltd. not to alienate/transfer its rights over the properties which are in the name of the company without specific permission of forum. This fact was not brought to the notice of Authority by the applicant/promoter at the time of seeking registration. As far as orders of DRT are concerned, it is the promoter's duty to abide by the same.
3. Since, the applicant/promoter has concealed the facts regarding the stay granted by the Debts Recovery Tribunal, Delhi therefore it has made itself liable for action under section 7(i) of the RERA Act.
4. A show-cause notice dated 12.01.2023 was issued to the promoter for revoking the registration no. HRERA-PKL-PNP-353-2022 dated 20.09.2022.
5. The respondent vide reply dated 08.01.2024 has submitted that:
  - i. Vide order dated 15.04.2023, Recovery officer has allowed the objections filed by M/s Stanza Developers and Infrastructure Pvt. Ltd. and vacated its earlier stay imposed vide order dated 23.09.2022. Debt

Recovery Tribunal-III vide order dated 16.09.2023 upheld the order of Recovery officer.

- ii. DTCP, Haryana vide order dated 09.11.2023 has also set aside and revoked the embargo imposed upon Upright Infraheights Pvt. Ltd by its earlier order dated 30.05.2023 to maintain status quo and freeze all transactions in respect of DDJAY.

6. **Disposed of.** File be consigned to record room.



Chander Shekhar  
Member



Dr. Geeta Rathee Singh  
Member



Nadim Akhtar  
Member



Parneet S Sachdev  
Chairman