



Complaint No. 933 of 2019

HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 933 OF 2019

Neeraj Dhingra

....COMPLAINANTS(S)

VERSUS

BPTP Ltd

....RESPONDENT(S)

**CORAM: Rajan Gupta
Anil Kumar Panwar
Dilbag Singh Sihag**

**Chairman
Member
Member**

Date of Hearing: 01.10.2019

Hearing: 2nd

Present: Shri Neeraj Dhingra, Complainant in person.

Shri Hemant Saini, Counsel for the Respondent.

ORDER: (RAJAN GUPTA-CHAIRMAN)

1. This is an execution petition filed for the execution of order dated 06.12.18 passed by the Authority in **Complaint no. 435/2018** titled “**Neeraj Dhingra V/s BPTP Ltd**”. As per order of the Authority, the respondent was directed to refund the paid amount to the complainants along with interest as per Rule 15 of the HRERA Rules, 2017 from the date amount was paid. The amount so liable to be refunded was to be paid in two instalments within 60 days. The first instalment was to be paid within 30 days from the date of uploading of this order and the remaining amount in next 30 days. It was also ordered that in case, respondent fails to refund the amount within the stipulated period then he shall be liable to pay interest @ 18 % p.a on the balance outstanding amount till its actual payment.

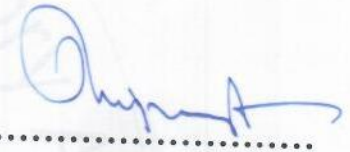
2. Complainant case is that the order has been complied and the amount has been refunded but the interest under Rule 15 has been calculated @ 10.15 % whereas it should have been calculated @ 10.75%.

3. Both the parties were required to submit the SBI MCLR rate applicable as on the date of order, in the previous hearing. The parties failed to submit the requisite information.

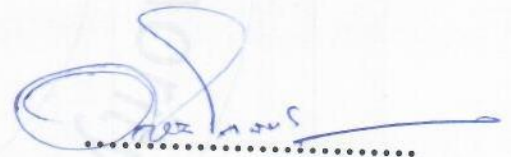


4 The Authority has checked from SBI's official website and the rate on the date of order of the Authority i.e on 06.12.2018 is @ 8.15 % p.a. Accordingly, the authority finds that the respondent has made correct estimates of the interest as he has already given interest @ 10.15 % (SBI MCLR+ 2 % i.e 8.15 +2= 10.15) and therefore, the complainant has no further claim towards the respondent.

Disposed of in above terms. The orders be uploaded on the website of the Authority and files be consigned to the record room.



**RAJAN GUPTA
(CHAIRMAN)**



**ANIL KUMAR PANWAR
(MEMBER)**



**DILBAG SINGH SIHAG
(MEMBER)**