

PROCEEDINGS OF THE DAY		5
Day and Date	Thursday and 08.08.2024	
Complaint No.	MA NO. 438/2024 in CR/1063/2023 Case titled as Shiv Dayal Arora and Kiran Arora VS Signature Global Homes Private Limited	
Complainant	Shiv Dayal Arora and Kiran Arora	
Represented through	Complainant No.1 in person	
Respondent	Signature Global Homes Private Limited	
Respondent Represented through	Shri Amarjeet Singh, proxy counsel	
Last date of hearing	Application u/s 39 of the Act	
Proceeding Recorded by	Naresh Kumari and HR Mehta	
Proceedings-cum-orders		
<p>The respondent filed an application for rectification on 19.07.2024 regarding rectification in order dated 26.10.2023.</p> <p>The respondent through rectification application is seeking directions to modify order dated 26.10.2023 by clarifying the term "amount paid" as it does not include the amount paid by the complainant against the tax/cess etc. and no DPC amount to be paid against given two months to the complainant. Further, to provide a copy of judgment enabling to file an appeal against the order dated 26.10.2023. Further, the Authority has given two months' time at the cost of the applicant, even if the respondent is given two months' time to pay the amount demanded in terms agreed in BBA, the applicant should not be burdened with DPC obligations without any fault.</p> <p>Authority is of view that Section 39 deals with rectifying inadvertent errors in orders, while Section 44(2) provides a comprehensive process for appealing and reviewing substantive decisions made by the Authority or adjudicating officers. The complainant is seeking an amendment to a substantive part of the order, which falls outside the scope of permissible changes under Section 39 of the Act of 2016. As a result, the amendment sought by the complainant</p>		



HARERA
GURUGRAM

HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

MAID 438/2024 in CR/1063/23

New PWD Rest House, Civil Lines, Gurugram, Haryana

नया पी. डब्ल्यू. डी. विश्राम गृह, मित्रिम लाईन, गुरुग्राम, हरियाणा

cannot be entertained or granted, as it is not within the legal framework established by the Act of 2016.

In view of the above findings, the rectification-application stands dismissed.
File be consigned to registry

V.1-
Vijay Kumar Goyal
Member
08.08.2024