

PROCEEDINGS OF THE DAY		61
Day and Date	Thursday and 08.08.2024	
Complaint No.	CR/989/2023 Case titled as Niharika Bajpayee VS Tulsiani Construction And Developers Private Limited	
Complainant	Niharika Bajpayee	
Represented through	None	
Respondent	Tulsiani Construction And Developers Private Limited	
Respondent Represented through	Shri Himanshu Singh Advocate	
Last date of hearing	25.04.2024	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

Proceedings-cum-Order

The present complaint was filed on 09.03.2023. Reply on behalf of respondent has not been received within the stipulated time period despite service of notice. Therefore, in view of order dated 09.11.2023, the defense of the respondent was struck off.

The application for recalling of order dated 09.11.2023 and application for maintainability on behalf of respondent were filed on 25.01.2024.

Case has been called out but no one has appeared on behalf of the complainant today.

The counsel for the respondent states that unit was cancelled on the request of the complainant allottee and amount was adjusted in another unit No. F305, in the name of Shri Ashutosh Bajpai as per request and hence, complaint is not maintainable before this authority. A copy of the said request letter dated 31.08.2019 duly supported by an affidavit dated 11.01.2021 has been placed



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

on record, a copy of the ledger account is also supplied by the respondent showing the adjustment of said amount in the account of Mr. Ashutosh Bajpai.

In view of the above, the complaint is dismissed being not maintainable. File be consigned to the registry.

V.K.G.
Vijay Kumar Goyal
Member
08.08.2024