



Complaint No.259, 379 of 2018

HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

1. COMPLAINT NO. 259 OF 2018

Naveen Sethi

....COMPLAINANT(S)

VERSUS

Samar Estates Pvt. Ltd.

....RESPONDENT(S)

2. COMPLAINT NO. 379 OF 2018

Naveen Sethi

...COMPLAINANT(S)

VERSUS

Samar Estates Pvt. Ltd.

....RESPONDENT(S)

CORAM:

**Rajan Gupta
Anil Kumar Panwar**

**Chairman
Member**

Date of Hearing: 31.10.2019

Hearing: 14th

Present: -

Mr. Arun Gupta, Counsel for the complainant

Mr. Tarun Gupta, Counsel for the respondent

ORDER (ANIL KUMAR PANWAR- MEMBER)

1. Direction to Sh. Vinod Baghai, the director of the respondent company, was issued for appearing before the Central Forensic Science Laboratory (CFSL) Chandigarh vide order dated 21.08.2019 and despite issuance of a notice intimating him that he shall appear before CFSL Chandigarh on 11.09.2019, said director has not appeared for giving voice sample. He had earlier also committed default in this regard and therefore, the Authority in its order dated 21.08.2019 had made it clear that non appearance of director on 11.09.2019 before CFSL Chandigarh will invite an adverse inference against him.
2. Today, learned counsel for respondent has not furnished any explanation for non-appearance of the director before CFSL and therefore, the Authority observes that the voice of the director Sh. Vinod Baghai in the disputed telephonic conversation is of no other person than Sh. Vinod Baghai, the director of the respondent company. The complainant will be, therefore, entitled to use such presumption with regard to voice of Sh. Vinod Baghai for all such purpose as he may intend.
3. The report from the Forensic Science Laboratory (FSL), Madhuban regarding disputed hand writing of Sh. Vinod Baghai is not yet received. A reminder be issued to the FSL, Madhuban for sending reports before the next date of hearing.



4. Adjourned to 17.12.2019.



ANIL KUMAR PANWAR
[MEMBER]



DILBAG SINGH SIHAG
[MEMBER]

