



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. वी. विन्हाम गृह, सिविल लाईन, गुरुग्राम, हरियाणा

PROCEEDINGS OF THE DAY

31

Day and Date

Tuesday and 08.10.2024

Complaint No.

MA NO. 343/2024 in CR/1297/2019 Case titled as Mrs. Rajbala And Mr. Krishan Kumar VS Orris Infrastructure Private Limited

Complainant

Mrs. Rajbala And Mr. Krishan Kumar

Represented through

Shri K.K. Kohli Advocate

Respondent

Orris Infrastructure Private Limited

Respondent Represented

Ms. Charu Rustagi Advocate

Last date of hearing

30.07.2024/appl. u/s 39 of the Act

Proceeding Recorded by

Naresh Kumari and HR Mehta

Proceedings-cum-orders

The present complaint was disposed off vide order dated 18.01.2023 with the directions of delayed possession charges.

An application dated 31.05.2024, has been filed by the applicant/respondent for rectification of order dated 18.01.2023 and 23.01.2024 seeking clarification and modification of said order to the extent that a clear direction be passed in favour of the respondent as to the amount which accrue outstanding upon the complainants to be paid along with interest so that the decretal amount payable to the complainants stands adjusted and paid as the complainants are denying taking the possession of the subject unit.

The counsel for the applicant promoter has requested for clarification regarding specific amount of advance maintenance charges mentioned in the letter dated 17.01.2018 as well as EDC to be paid by the complainant.

The counsel for the complainant rebuts the same and states that the order of the authority cannot be modified beyond the specific directions which have already been passed by the Authority. Any further modification would amount to a substantial change which would be against the provisions of Section 39 of the Act, 2016.



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MANO-243/2024/4 CA/29/2019

New PWD Rest House, Civil Lines, Gurugram, Haryana

नया पी. डब्ल्यू. डी. विधाम गृह, सिविल लाईन, गुरुग्राम, हरियाणा

Heard.

A detailed self-speaking order has already been passed by the Authority and no further amendment as requested in the same can be done at this stage. The issue of specific claim and counter claim in relief of the occupation order lies before the Executing Authority.

The application stands disposed off. File be consigned to the registry.

Ashok Sangwan
Member


Arun Kumar
Chairman
08.10.2024