



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

**BEFORE THE ADJUDICATING OFFICER
EXECUTION NO. 383 OF 2022
IN
COMPLAINT NO. 278 OF 2020**

Rakesh Kumar

....DECREE HOLDER

VERSUS

BPTP Ltd

....JUDGMENT DEBTOR

Date of Hearing: 10.12.2024

Hearing: 14th

Present: None for the decree holder.
Mr. Hemant Saini, Advocate with Ms. Neha, Advocate, for
the Judgement debtor.

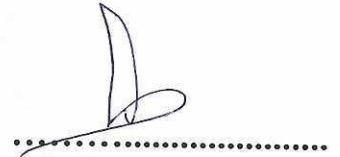
ORDER

Today, the case is fixed for awaiting report regarding handing over the possession to the decree holder after settlement of accounts.

2. Learned counsel for judgment debtor has informed that dispute between the parties has been settled and copy of settlement deed has been filed with the office which is yet to be received by this Forum. The factum of receipt of copy of the settlement deed has got confirmed.

10/12/2024

However, none has appeared on behalf of the decree holder. Case called several times. It is already 04:00 PM. No further wait is justified. Hence, the present execution petition is **dismissed in default** for want of prosecution in view of the provisions of Order XXI Rule 105 of CPC, as this Forum while exercising the power under Section 40 of the RERA Act, 2016 read with Rule 27 of HRERA, Rules, 2017, is competent to exercise powers of a Civil Court, in the same manner as Civil Court is dealing with execution of a civil decree.



MAJOR PHALIT SHARMA
ADSJ(Retd.)
(ADJUDICATING OFFICER)

10.12.2024