

PROCEEDINGS OF THE DAY		21
Day and Date	Wednesday and 05.03.2025	
Complaint No.	MA NO. 816/2024 in CR/5035/2024 Case titled as Nand Kishore Todi and Another VS Tashee Land Developers Private Limited & KNS Infracon Private Limited	
Complainant	Nand Kishore Todi and Another	
Represented through	Shri Dushyant Tewatia Advocate (Memo of appearance filed today during proceedings)	
Respondent	Tashee Land Developers Private Limited & KNS Infracon Private Limited	
Respondent Represented	Shri Rishabh Jain proxy counsel	
Last date of hearing	Appl. u/s 36 of the Act/8.1.2025	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

Proceedings

The present complaint was filed on 21.10.2024 and the reply on behalf of the respondent had not been filed till date.

Meanwhile, the counsel for the complainants has filed an application dated 21.10.2024 under Section 36 of the Act stating that the complainant booked a unit bearing no. 1404, 13th floor, tower G having approximate super area of 2049 sq. ft., along with two mandatory covered car parking space, in a group housing project "Capital Gateway" bearing license no. 34 of 2011 situated at Sector-111, revenue Estate of village Chauma, Gurugram seeking possession of the unit along with delay possession charges. Further, the complainants apprehend that the respondent may attempt to siphon off or dissipate the funds or will try to create a third-party interest in the subject property, thereby depriving the complainants of their rightful claims.

Therefore, the complainants are seeking that the respondents be directed to restrain from creating any third-party rights in the property in question and



HARERA
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HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

MANO 816/2024 MCA/5035/2024

New PWD Rest House, Civil Lines, Gurugram, Haryana

नया पी.डब्ल्यू.डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा

further direct the respondent to jointly and severally deposit the interest amount of Rs.31,90,969.17/- in terms of Section 15 of the RERA Act with the registrar of the Authority, pending the final decision of the present complaint.

During the last hearing dated 08.01.2025, Shri Mani Bhushan Sinha, Advocate appeared on behalf of the respondent and sought a short adjournment to file a reply to the said application. He further apprised the Authority that third party rights have already been created on the unit of the complainants.

No reply to the said application has been filed by the respondent till date.

The proxy counsel for the respondent seeks a short adjournment as the arguing counsel is not available today due to family exigency.

In view of the facts stated in the application and no proof of so called third party rights having been created, the respondent is directed to maintain status quo w.r.t the unit of the complainants till the next effective date of hearing and no further third party rights shall be created.

Matter to come up on **14.05.2025** for further proceedings.

Ashok Sangwan
Member
05.03.2025