HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. (Suo-Motu) 2829 of 2022

HRERA, Panchkula ...COMPLAINANT

VERSUS

Green Space Infraheights Pvt. Ltd. ....RESPONDENT

CORAM:	**Nadim Akhtar**	**Member**
	Dr. Geeta Rathee Singh	**Member**
	Chander Shekhar	**Member**

Date of Hearing: 04.12.2024

Hearing: 9th

Present: Adv. Minakshi Jyoti on behalf of respondent.

ORDER (NADIM AKHTAR- MEMBER)

Present Suo-motu complaint was registered against the respondent promoter for neither completing the project within the timelines declared u/s 4(2)(1)(c) at the time of seeking registration nor applying for extension of registered project namely; "Shree Vardhman Green Space" an affordable group housing colony measuring 5 acres in village Kot Billah, Panchkula Extn-II, Panchkula registered vide Registration No. 87 of 2017 dated 23.08.2017 valid up to 14.03.2020. After granting benefit of covid period the registration stands expired on 14.09.2021.

A show cause notice dated 22.11.2022 was issued to the respondent promoter directing to furnish the status of the project on the date of expiry of the registration.

2. When this matter was heard by the Authority on 23.01.2023, Authority had directed the promoter not to sell any unsold inventory or create any third-party rights in the project till extension is granted.

3. Subsequently on 04.09.2023, the Authority had directed the promoter to show cause as to why penalty proceedings U/s 61 read with Section 63 be not initiated for failure to comply with the orders of the Authority.

4. On 10.01.2024, Adv. Minakshi Jyoti stated that they have applied for one time settlement scheme "Samadhan Se Vikas" in the office of DTCP Haryana and their case is now pending with DTCP for final approval. She sought some more time to place on record the above approval alongwith renewal of license. The Authority hereby grants one last opportunity to the respondent to comply with the orders failing which it will be constrained to impose a penalty of Rs. 5 Lac under Section 60 and 61 read with Section 63 for contravention of the provisions of the Act and not complying with the orders of the Authority.

5. On 20.03.2024, Adv. Minakshi Jyoti stated that the promoter has filed application for extension. The application filed by the respondent was examined and the same was placed in the Agenda Items of the Authority.

6. On 05.06.2024, it came to the notice of Authority that license of the colony has been cancelled by DTCP, Haryana, however counsel appearing on behalf of respondent stated that she has no instructions in this regard. The Authority therefore directed the respondent to apprise about the latest status of license before the next date of hearing. Further, the office was directed to seek a report in this regard from DTCP, Haryana.

7. On the last date of hearing i.e., 28.08.2024, Adv. Minakshi Jyoti appearing on behalf of respondent apprised that license of the colony has expired and the company is in the process of getting the same renewed from DTCP, Haryana. However, Ld. Counsel failed to apprise the Authority whether the same was cancelled by DTCP, Haryana. Authority therefore directed the Managing Director/one of the Directors of the company to be personally present before the Authority on the next date of hearing and the office was further directed to seek a report regarding renewal and cancellation of license from DTCP, Haryana.

8. Today, Adv. Minakshi Jyoti appearing on behalf of respondent apprised that license of the colony has not been renewed yet and seeks time for submitting the status of the license.

9. Since, Managing Director/one of the Directors of the company is not present, the Authority decides to impose cost of Rs. one lac. The Authority further directs the promoter not to sell any unsold inventory or create any third-party rights in the project till extension is granted. Letter to seek status report of license from DTCP, Haryana has been sent on 28.11.2024. Since the report from DTCP is awaited, the matter is adjourned to **12.03.2025**.

Chander Shekhar Member	Dr. Geeta Rathee Singh Member	Nadim Akhtar Member