



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. डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा

PROCEEDINGS OF THE DAY		15
Day and Date	Wednesday and 29.01.2025	
Complaint No.	MA NO. 1090/2024 in CR/483/2023 Case titled as Saurabh Kumar VS Native Buildcon Private Limited & BPTP Limited & Country Wide Promoters Pvt. Ltd.	
Complainant	Saurabh Kumar	
Represented through	Shri Avneet Singh Advocate	
Respondent	Native Buildcon Private Limited & BPTP Limited & Country Wide Promoters Pvt. Ltd.	
Respondent Represented	Shri Harshit Batra Advocate	
Last date of hearing	Application u/s 39 of the Act	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

Proceedings-cum-order

The counsel for the complainant states at bar that an appeal No. HREAT 4/2025 has been filed against the order passed by the Authority. In view of the above, the application u/s 39 of the Act, 2016 cannot be proceeded further in view of the proviso to Section 39 which provides as under:

Section 39: Rectification of orders

"The Authority may, at any time within a period of two years from the date of the order made under this Act, with a view to rectifying any mistake apparent from the record, amend any order passed by it, and shall make such amendment, if the mistake is brought to its notice by the parties:

Provided that no such amendment shall be made in respect of any order against which an appeal has been preferred under this Act:

Provided further that the Authority shall not, while rectifying any mistake apparent from record, amend substantive part of its order passed under the provisions of this Act."



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MANO-1090/2024 MCR/183/2023

New PWD Rest House, Civil Lines, Gurugram, Haryana

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

In view of the fact that an appeal stands filed in the matter, proceedings u/s 39 of the Act, 2016 are not maintainable.

The said application u/s 39 of the Act, 2016 is thus dismissed, being not maintainable. File be consigned to the registry.

Ashok Sangwan
Member
29.01.2025