

PROCEEDINGS OF THE DAY		14
Day and Date	Wednesday and 29.01.2025	
Complaint No.	MA NO. 1052/2024 in CR/4495/2023 Case titled as Surender Dutt Sharma and Sachin Sharma VS Assotech Moonshine Urban Developers Private Limited	
Complainant	Surender Dutt Sharma and Sachin Sharma	
Represented through	Shri Apurv Parashar Advocate	
Respondent	Assotech Moonshine Urban Developers Private Limited	
Respondent Represented	Shri Vaibhav Kataria Advocate	
Last date of hearing	Application u/s 39 of the Act	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

Proceedings-cum-orders

The above-mentioned matter was heard and disposed of vide order dated 23.10.2024. The complainants have filed an application for rectification of order dated 23.10.2024 stating that the Authority while passing the order had inadvertently or due to typographical error, the name of the complainant no. 2 has been wrongly mentioned as Mr. Sanjay Agarwal instead of Mr. Sachin Sharma.. By way of the present application, the complainants seeks the correction of the same.

The Authority observes that section 39 deals with the *rectification of orders* which empowers the authority to make rectification within a period of 2 years from the date of order made under this Act. Under the above provision, the authority may rectify any mistake apparent from the record and make such amendment, if the mistake is brought to its notice by the parties. The relevant portion of said section is reproduced below.

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



HARERA
GURUGRAM

HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

MANO-10524/2024 in CRN/495/2023

New PWD Rest House, Civil Lines, Gurugram, Haryana

नया पी. डब्ल्यू. डी. विद्याम गृह, सिविल लाईन्स, गुरुग्राम, हरियाणा

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."

In view of the above, the same being a typographical error and an error apparent from the record stands rectified. The complainant no. 2 name stands rectified from Mr. Sanjay Agarwal to Mr. Sachin Sharma.

Application stands disposed of. File be consigned to registry.

Ashok Sangwan
Member
29.01.2025