



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

Complaint no.:	333 of 2023
Date of filing:	08.02.2023
First date of hearing:	14.03.2023
Date of decision:	21.04.2025

Late Sh. Thervinder Singh & Priyanka Mokha
R/o B-67, Ganesh Nagar, Tilak Nagar,
New Delhi-110018

....COMPLAINANT

VERSUS

TDI Infrastructure Limited.
Vandana Building, Upper Ground floor,
11, Tolstoy Marg, Connaught Place, New Delhi- 110001

....RESPONDENT

CORAM: Nadim Akhtar

Member

Chander Shekhar

Member

Present: Adv. Paras Juneja, Counsel for complainant through VC.

None for respondent.

ORDER: (NADIM AKHTAR-MEMBER)

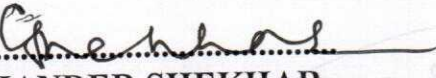
1. In the captioned complaint, notice dated 10.02.2023 was issued to respondent to file reply. Same got delivered successfully on 13.02.2023. Accordingly, case was listed for first hearing on 14.03.2023. On said date, respondent sought time to file reply. Accepting the request, case was adjourned to 17.05.2023. Details of further hearings in brief are mentioned below:-
2. **Second hearing** dated 17.05.2023-Respondent again sought time to file reply. As per office record, reply was filed by respondent on 19.05.2023.
3. **Third hearing** dated 21.09.2023-Respondent counsel sought time to argue the case as he was traveling out of station.
4. **Fourth hearing** dated 04.03.2024-Complainant's counsel sought time to argue the case as he was busy in some family function.
5. **Fifth hearing** dated 13.05.2024-Complainant's counsel apprised the Authority that his client has not given any instructions pertaining to today's hearing so he sought time to seek instructions.
6. **Sixth hearing** dated 30.09.2024-Proxy counsel for complainant's counsel sought time to argue the case as arguing counsel was in some personal difficulty.
7. **Seventh hearing** dated 16.12.2024-Newly engaged counsel appeared and sought time to file vakalatnama. As per office record, no vakalatnama has been filed till date.



8. **Eight hearing**, 21.04.2025 (today)-Another newly engaged counsel Adv. Paras Juneja appeared and sought time to file vakalatnama stating that he has been engaged recently.
9. The Authority observes that today marks the **eighth (8th)** hearing in the present matter. Perusal of the case file reveals that the parties have concluded the filing of documents after filing of reply on 19.05.2023. Thereafter, none of the party has sought time to file any document. Infact, w.e.f fourth hearing, complainant is seeking adjournment on one pretext or another. No arguments have been put forwarded by complainant till date after filing of reply, i.e. May,2023. Till date, time period of two years has lapsed granting opportunities to complaint to present/argue his case.
10. However, despite the passage of considerable time and multiple opportunities granted by the Authority, the complainant has failed to proceed with his matter. Rather chose to waste the precious time of the Authority. This prolonged delay on the part of the complainant is unjustified and reflects a lack of due diligence and cooperation in the proceedings. This conduct has contributed to an inordinate delay of 414 days, which is not only unwarranted but also obstructs the timely dispensation of justice.
11. In light of complainant's consistent failure to prosecute the matter, the Authority is left with no option but to **dismiss the complaint for non-prosecution.**



12. Authority decides to dispose of the captioned complaint as dismissed for non prosecution. Hence, the complaint is accordingly **disposed of** in view of above terms. File be consigned to the record room after uploading of the order on the website of the Authority.


CHANDER SHEKHAR
[MEMBER]


NADIM AKHTAR
[MEMBER]

