



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 387 of 2024

Rajinder Gupta

....COMPLAINANT

VERSUS

Avalon Projects

(Avalon Rangoli, sector- 24, Dharuhera Rewari)

....RESPONDENT

CORAM:

Dr. Geeta Rathee Singh
Chander Shekhar

Member
Member

Date of Hearing: 20.05.2025

Hearing: 3rd

Present: Adv. Anul Prakash, counsel for complainant, through V.C.
None for respondent.

ORDER

1. On the last date of hearing, i.e. on 12.11.2024, Authority had directed counsel for complainant to collect dasti and serve it upon respondent. Complainant has not complied with the said order till date.
2. The respondent company is presently undergoing Corporate Insolvency Resolution Process (CIRP) under the Insolvency and Bankruptcy Code, 2016, and that a moratorium has been imposed in terms of Section 14 of the said

Code pursuant to the order passed by the Hon'ble National Company Law Tribunal (NCLT) vide order dated 10.05.2024 in (IB)-144(ND)/2024. The relevant para is reproduced below for reference:-

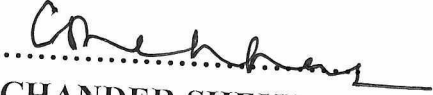
*The Application bearing **IB-144/ND/2024** filed by the Applicant under Section 9 of the Code read with Rule 6 of the Adjudicating Authority Rules for initiating CIRP against the Respondent is **admitted**.*


b) We also declare a moratorium in terms of Section 14 of the Code. The necessary consequences of imposing the moratorium flows from the provisions of Section 14(1)(a), (b), (c) & (d) of the Code.

3. This fact was duly acknowledged by Id. Counsel for the complainant appearing in the matter.
4. In view of the statutory bar imposed under Section 14 of the Insolvency and Bankruptcy Code, 2016, and considering that the CIRP proceedings may continue for a substantial period of time, this Authority is precluded from proceeding with or adjudicating the present complaint at this stage. Therefore, Authority decides to dismiss the complaint without entering into the merits.
5. The complainant, however, shall be at liberty to file a fresh complaint before this Authority as and when the decision of the Hon'ble NCLT is announced, upon the conclusion of the CIRP, and only if there is relief that the Authority can grant as per statute.



6. In view of the aforesaid observation, the present case is hereby **dismissed** and accordingly stands disposed of. File be consigned to the record room.


.....
CHANDER SHEKHAR
[MEMBER]


.....
DR. GEETA RATHEE SINGH
[MEMBER]

