

PROCEEDINGS OF THE DAY		70
Day and Date	Tuesday and 14.10.2025	
Complaint No.	MA NO. 607/2025 in CR/164/2024 Case titled as ILD Engracia RWA VS Jubliant Malls Private Limited	
Complainant	ILD Engracia RWA	
Represented through	Shri Pankaj Yadav Advocate	
Respondent	Jubliant Malls Private Limited	
Respondent Represented	Ms. Aayush proxy counsel	
Last date of hearing	Application u/s 39 of the Act	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

Proceedings-cum-order

The present application for rectification, dated 28.08.2025, has been filed by the complainant in complaint no. 164 of 2024, which was previously disposed of vide order dated 27.05.2025.

In the said rectification application, the complainant requested for clarification/ Rectification/ Review as of the order dated 27.05.2025 Wherein some relief sort by the complainant is missing such as electricity connection, power backup charges, club membership fee.

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 an amendment if the mistake is brought to its notice by the parties. However, the said **rectification cannot be** dealt with since the rectification sought by the complainant is not a clerical error apparent on record. 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 from the record, amend any order passed by it, and



HARERA
GURUGRAM

HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम
MANO 607/2025/CR/154/2024

New PWD Rest House, Civil Lines, Gurugram, Haryana

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

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 foregoing, the rectification application is dismissed. File be consigned to the registry.


P.S. Saini
Member


Ashok Sangwan
Member
14.10.2025