



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

1. COMPLAINT NO. 723 OF 2019

Nishant BansalCOMPLAINANT(S)

VERSUS

M/S Parsvnath Developers Ltd.RESPONDENT(S)

2. COMPLAINT NO. 1115 OF 2019

Sunita JainCOMPLAINANT(S)

VERSUS

M/S Parsvnath Developers Ltd.RESPONDENT(S)

3. COMPLAINT NO. 1770 OF 2019

Suman BajajCOMPLAINANT(S)

VERSUS

M/S Parsvnath Developers Ltd.RESPONDENT(S)

4. COMPLAINT NO. 1774 OF 2019

Amit BajajCOMPLAINANT(S)

VERSUS

M/S Parsvnath Developers Ltd.RESPONDENT(S)

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5. COMPLAINT NO. 1775 OF 2019

Shyam Sunder BajajCOMPLAINANT(S)

VERSUS

M/S Parsvnath Developers Ltd.RESPONDENT(S)

6. COMPLAINT NO. 2218 OF 2019

Dinesh Kumar ManyalCOMPLAINANT

VERSUS

M/S Parsvnath Developers Ltd.RESPONDENT(S)

7. COMPLAINT NO. 2615 OF 2019

Kamlesh JainCOMPLAINANT

VERSUS

M/S Parsvnath Developers Ltd.RESPONDENT(S)

8. COMPLAINT NO. 1680 OF 2019

Rekha TalwarCOMPLAINANT

VERSUS

M/S Parsvnath Developers Ltd.RESPONDENT(S)

CORAM:

**Anil Kumar Panwar
Dilbag Singh Sihag**

**Member
Member**

Date of Hearing: 06.02.2020

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Hearing: 6th (in complaint no. 723 of 2019)
5th (in complaint nos. 1115,1770,1774,1775,1680 of 2019)
3rd (in complaint no. 2218, 2615 of 2019)

Present: - Mr. Pradeep Kumar, Counsel for the complainants
(in complaint no. 723,1770,1774,1775 of 2019)

Ms. Nidhi Jain, Counsel for the complainant
(in complaint no. 1115 of 2019)

Mr. Dinesh Kumar Manyal, Complainant in person
(in complaint no. 2218 of 2019)

Ms. Megha Gupta, Counsel for the complainant
(in complaint no. 2615 of 2019)

Mr. Sandeep Dahiya, Counsel for the complainant
(in complaint no. 1680 of 2019)

Ms. Parul Chadha, Proxy counsel for the respondent

ORDER (DILBAG SINGH SIHAG - MEMBER)

1. Captioned complaints are taken up together for hearing as grievances involved are more or less similar and directed against the same project of respondent praying the relief of handing over possession of their respective booked plots.

Replies already filed in all complaints except in complaint no. 2615 of 2019. Respondent is directed to file his reply and supply a copy of the same

to the complainant at least one week before next date of hearing. Further, cost of ₹5,000/- and ₹2,000/- payable to the Authority and complainant respectively is imposed upon respondent for not filing reply till date in complaint no. 2615 of 2019.

Moreover, cost of rupees one lac payable to the Authority has not been paid till date. Therefore, a further cost of ₹50,000/- is imposed upon the respondent for not paying the cost. However, on request of counsel for the respondent, one day time is afforded to the respondent to pay the cost. If cost of rupees one lac would be paid during course of the day then additional cost of ₹50,000/- will stand waived off.

2. Whereas respondent was directed to file an affidavit furnishing certain information relating to the project vide order dated 19.09.2019 passed in complaint no. 723 and 1680 of 2019. In compliance of the said order, respondent had submitted some documents in a stapled envelop on 04.02.2020 to be opened during the hearing only. Said documents have been taken on record. However, on perusal of said documents, it is revealed that no specific information has been provided by the respondent as directed by the order dated 19.09.2019. Rather, respondent is just evading to provide relevant information. On being enquired, counsel for the respondent stated that she has no knowledge of the contents of the documents submitted by the respondent as these have been directly submitted by the respondent before the Authority.



Learned counsel for the respondent further stated that in the captioned complaints neither any plot buyer agreement has been executed nor any allotment has been made by the respondent. Moreover, as per clause 7 of affidavit cum undertaking executed between the parties, in case no plot is allotted then buyer shall accept refund of the deposited amount along with interest. Therefore, respondent is ready to refund the amount.

3. After hearing both the parties, Authority observes that for proper adjudication of the matter, information sought by Authority vide its order dated 19.09.2019 is quite necessary. So, the respondent is again directed to file said pointwise information in the form of an affidavit. Copy of the said affidavit shall also be supplied to all the complainants atleast one week before the next date of hearing.

4. Cases are adjourned to 11.03.2020.

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ANIL KUMAR PANWAR
[MEMBER]

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DILBAG SINGH SIHAG
[MEMBER]