



Complaint No. 171 of 2020

## HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

### COMPLAINT NO. 171 OF 2020

Suman Deep Singh

....COMPLAINANT/S

VERSUS

M/s TDI Infrastructure Pvt. Ltd.

....RESPONDENT/S

**CORAM: Rajan Gupta**

**Chairman**

**Anil Kumar Panwar**

**Member**

**Dilbag Singh Sihag**

**Member**

**Date of Hearing: 03.03.2020**

**Hearing: 1<sup>st</sup>**

**Present: -** Proxy counsel Mr. Himanshu Monga for the Complainant.

Mr. Shobit Phutela & Shubhnit Hans,

Counsel for the respondent.

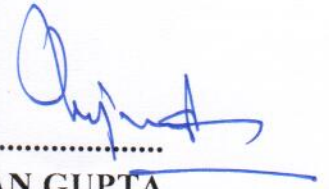
**ORDER ( RAJAN GUPTA-CHAIRMAN )**

1. In present complaint, the complainant is seeking possession of the unit along with compensation on account of delay in handover of the possession.
2. Learned counsel for respondent has brought to the notice of the Authority that the complainant had also filed a Complaint no 1201 of 2019 titled as Sumandeep Singh vs TDI Infrastructure Pvt. Ltd. before the Adjudicating officer, Panchkula seeking refund along with interest, which is pending before the Adjudicating Officer for 17.03.2020. He has stated that the complainant cannot be allowed to pursue two complaints for the same cause of action before two different forums i.e. one claiming refund with interest before Adjudicating Officer and another for possession along with delay compensation before the Authority.
3. In these circumstances, the Authority holds that the present complaint before the Authority is not maintainable as learned counsel for the complainant had rightly admitted before the Adjudicating Officer, Panchkula in order dated 18.02.2020 that the complaint filed before the Adjudicating



officer, Panchkula which was filed prior to this complaint before the Authority, is maintainable. Therefore, in view of the complaint already pending before the Adjudicating officer, the present complaint before the Authority is dismissed.

File be consigned to record room and the order be uploaded on the website of the Authority.



RAJAN GUPTA  
[CHAIRMAN]



ANIL KUMAR PANWAR  
[MEMBER]



DILBAG SINGH SIHAG  
[MEMBER]