



HARERA
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HARYANA REAL ESTATE REGULATORY AUTHORITY
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हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

New PWD Rest House, Civil Lines, Gurugram, Haryana

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

PROCEEDINGS OF THE DAY

Day and Date	Thursday and 03.10.2019
Complaint No.	E115/225/2018 of 2019 case titled as Greenopolis Welfare Association vs Orris Infrastructure Pvt. Ltd. & another
Complainant	Greenopolis Welfare Association
Represented through	Shri Vijay Budhiraja Member-Greenopolis Welfare Association in person with Shri Venket Rao, Advocate
Respondent	Orris Infrastructure Pvt. Ltd. & another
Respondent Represented through	Shri Sachin Bhanot-Assistant Manager with Shri J.K.Dang Advocate on behalf of Orris Infrastructure Ltd. Shri Ravi Bhargav, Nodal Officer, in person with Shri Dhananjai Jain, Advocate on behalf of M/s ThreeC Shelters Pvt. Ltd.
Last date of hearing	12.9.2019
Proceeding Recorded by	Naresh Kumari

Proceedings

The matter came up for hearing before the Authority with regard to execution of the order dated 23.1.2019.

Counsel for respondent No.1 submitted reply to the execution petition. Although, the reply was filed much beyond the period allowed in the notice and the same was taken on record. Counsel for the complainant and



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respondent No.2 were asked to file reply, if any, on their behalf upto 14.10.2019.

Detailed deliberations with regard to execution of the order dated 23.1.2019 were held.

Interim relief, as sought by the complainant was also discussed and following directions are issued on various points as mentioned in the interim relief (Appendix -D of para Nos.a to l)

- (a) Interim relief as sought by the complainant in para (a) was allowed.
- (b) Regarding para (b) of the relief, the respondent No.1 is directed to file reply to show cause notice as to why the left out/balance land of the project attached by the authority vide its order dated 12th July 2018 (10 acres of land) be not put to sale by the authority. The order with regard to attachment of 10 acres of land are to be published at least in two newspapers one in Hindi and another in English having wide circulation in NCR for general information of the public so that the attached land is not alienated or any other right or encumbrance thereon, of what so ever nature, is created by the promoters. Counsel for the complainant submitted that they will get the notice issued on being vetted by the Authority/Monitoring Officer in Times of India/Hindustan Times and Dainik Jagran, accordingly directed.
- (c) Regarding para (c) of the relief, reply be filed by respondent No.1 upto 14.10.2019.
- (d) Regarding para (d) (f) & (g) of the relief, the properties proposed to be sold by M/s Three-C Shelters Pvt. Ltd to M/s Orris Infrastructure Pvt. Ltd. and properties furnished in affidavit as recorded in para No.68 of the final order dated



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23.1.2019 are hereby attached. The order with regard to attachment of the referred properties are to be published at least in two newspapers one in Hindi and another in English having wide circulation in NCR for general information of the public so that the attached land is not alienated or any other right or encumbrance thereon, of what so ever nature, is created by the promoters. Counsel for the complainant submitted that they will get the notice issued on being vetted by the Authority/Monitoring Officer in Times of India/Hindustan Times and Dainik Jagran and accordingly directed. Further, the affidavit referred above as given by the Three-C Shelters Pvt. Ltd. be verified by the Enquiry Officer whether the contents of the affidavits are correct. If wrong affidavit has been given, accordingly, action as per law be initiated.

- (e) Not required to be decided in para (e).
- (f) Regarding para (f) & (g) action already taken as per directions with reference to para (d).
- (g) Regarding para (h) the matter has already been deliberated by the Hon'ble Appellate Tribunal, accordingly, further action be taken. It was submitted before the Authority that submissions have been made by respondent No.2 before the Appellate Authority that this amount stands committed to the Greenopolis project. Action is to be taken accordingly.
- (h) Regarding para Nos. (i) & (j) will suitably be decided at a later stage. Promoters were also directed to give an affidavit w.r.t to the status of the statutory renewal/approvals.
- (i) Regarding para (k) both the promoters were asked to give details of movable and immovable properties alongwith names of their directors/persons incharge of the affairs in terms of Section 69 of the Act 2016. List of Bank accounts in the names of the promoters and persons incharge and their directors be also submitted alongwith



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
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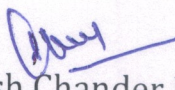
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balance as on date i.e. 3.9.2019. The details of the Bank accounts of all above concerned have been sought on the affidavit. Action would be taken after deliberations on this issue. Keeping in view the provisions of Section 69 of the Real Estate (Regulation & Development) Act, 2016, the names of the directors or persons who were in charge or was responsible to the company for conduct of the business of the company, be given alongwith movable and immovable properties.

File be put up on **17.10.2019** for further proceedings.


Samir Kumar
(Member)


Dr. K.K. Khandelwal
(Chairman)
03.10.2019


Subhash Chander Kush
(Member)