

**HARYANA REAL ESTATE REGULATORY AUTHORITY,
PANCHKULA.**

Complaint Nos : _

1. 341/2018 Sudesh Chhabra Versus M/s Umang Realtech Pvt. Ltd.
2. 343/2018 Ram Niwas Hooda Versus M/s Umang Realtech Pvt.
3. 337/2018 Raj Prakash Versus M/s Umang Realtech Pvt. Ltd.
4. 338/2018 Dalip Monga Versus M/s Umang Realtech Pvt. Ltd.
5. 339/2018 Anita Rathi Versus M/s Umang Realtech Pvt. Ltd.
6. 340/2018 Anita Rathee Versus M/s Umang Realtech Pvt. Ltd.
7. 370/2018 Satnarain Sharma Versus M/s Umang Realtech Pvt. Ltd.

Date of Hearing: 15.11.18

Quram:-

Shri Anil Kumar Panwar,

Member.

Shri Dilbag Singh Sihag,

Member.

Appearance:-

1. Shri. Sudeep singh Gulawat, Counsel for Complainant
2. Shri. Gunjan Rishi, Counsel for Respondent

ORDER:-

The Complainant booked an apartment on 10.09.2013 at umang summer Palms Bahadurgarh having 1260 sq. ft. area(2BHK). Apartment Buyer's Agreement was signed on 06.02.2014. Complainant was allotted Apartment No. H-603 on 6th floor for

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total consideration of Rs. 52,17,000/- (as per agreement the total sale price is Rs.64,10,600/-). The complainant has paid Rs.7,96,100/-. Delivery of the possession as per agreement- 42 months which expired on 06.08.2017. Complaint prayed for refund of payment along with interest at rate 15% p.a. from the date of deposit of amount till date of refund.


Today, the Learned counsel for Respondent stated that the project is closed and not in position to start Construction and they had tried for the amicable settlement with the complainant but there was no such settlement, however he agreed to refund the amount with interest. The respondent further requested to pay the cost imposed upon him to the authority within 3 days and authority accepted his request.

The Authority directed the refund of entire amount payable at the rate prescribed in Rule 15 of HRERA Rules i.e. at the rate equivalent to SBI highest marginal cost landing rate plus 2 % applicable to the period for which compensation is payable and the interest will be calculated from the date of payment till the last payment to be made by the Promoter. The amount to be paid within 60 days in two instalments. The first will be paid in 30 days from the date of order.

The matter is disposed-off in the above mentioned terms. File be consigned to record room.


Dilbag Singh Sihag

Member


Anil Kumar Panwar

Member