

Ravinder Kumar V/s Jindal Real Tech Ltd.
Appeal No. 1421 of 2019

Present: Sh. Umed Singh , Advocate, ld. counsel for the appellant.
(in person)

Sh. Sachin Kumar Tomar, Advocate, ld. counsel for the
respondent.

[The aforesaid presence is being recorded through video conferencing since
the proceedings are being conducted in virtual court.]

Ld. counsel for the respondent has sent the Vaklatnama through
email.

Ld. counsel for the appellant states that the appellant has filed
the complaint for refund of the amount deposited by him with the
respondent/promoter. The said complaint was addressed to the Ld.
Adjudicating Officer but has been wrongly dealt with by the Ld.
Authority and the ld. Authority has no jurisdiction to entertain the
complaint seeking relief of refund, compensation and interest. Thus,
he pleaded that the impugned order may be set-aside and the
complaint should be sent to the Ld. Adjudicating Officer, Panchkula,
for hearing the case afresh.

Sh. Sachin Kumar Tomar, Advocate, ld. counsel for the
respondent has no objection to this prayer made by ld. counsel for the
appellant.

Thus, in view of the aforesaid position, the present appeal is
hereby allowed. The impugned order dated 25.09.2019 is hereby set-
aside. The complaint stands transferred to the Ld. Adjudicating
Officer, Panchkula for fresh decision in accordance with law. Parties
are directed to appear before the ld. Adjudicating Officer, Panchkula
on 01.09.2020.

Copy of this order be sent to the parties, Ld. Haryana Real Estate
Regulatory Authority, Panchkula and the Ld. Adjudicating Officer,
Panchkula for compliance.

Justice Darshan Singh (Retd.)
Chairman,
Haryana Real Estate Appellate Tribunal,
Chandigarh

Inderjeet Mehta
Member (Judicial)

Anil Kumar Gupta
Member (Technical)