

Complaint No. RERA-PKL-COMP. 36/2018

Date of hearing. On 24.07.2018, 6th Hearing.

Parties names. Suresh Arya. ...Complainant

Versus

M/s TDI Infrastructure Limited. ...Respondent.

Present:- i) Shri Vikas Jain & Nidhi Jain, Advocates on behalf of complainant.
ii) Shri Shobit Phutela, Advocate on behalf of respondent.

ORDER:-

The parties could not arrive at an amicable settlement inspite of the fact that the Authority has earlier granted them adjournments for this purpose on their requests. So, no further adjournment is justified and the Authority has decided to dispose of the complaint on merits.

After hearing the parties and going through the record, Authority finds that the respondent has already applied to the Director, Town and Country Planning Department for grant of completion certificate and the department has even granted him part completion certificate for an area of measuring 403 acres of the residential colony. This proves that the respondent had already invested the amount which was collected from the allottees of the project and therefore it is neither fair nor possible to allow the complainant to take refund of the




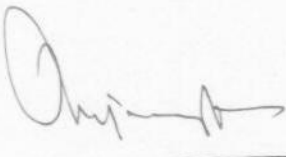
invested amount. The respondent has ready to deliver the possession to the complainant on 24.05.2018 and therefore the only relief which now survives for adjudication in the complaint is regarding various compensations prayed by the complainant.

The matter regarding the grant of compensation is liable to be adjudicated by the Adjudicating Officer in terms of the provisions of Section 71 of the Real Estate (Regulation and Development) Act, 2016. So, the complaint is disposed of with the directions that the complainant shall file a complaint before the Adjudicating Officer for grant of all compensations that he intends to claim from the respondent.

Complaint is disposed of accordingly and file be consigned to the record room.


Dilbag Singh Sihag
Member


Anil Kumar Panwar
Member


Rajan Gupta
Chairman.