



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 2615 OF 2019

Kamlesh Jain

....COMPLAINANT(S)

VERSUS

M/S Parsvnath Developers Ltd.

....RESPONDENT(S)

CORAM:

Rajan Gupta
Anil Kumar Panwar
Dilbag Singh Sihag

Chairman
Member
Member

Date of Hearing: 14.10.2020

Hearing: 6th

Present: - Complainant in person

Ms. Rupali S. Verma, Ld. counsel for the respondent
through video conference

ORDER (DILBAG SINGH SIHAG - MEMBER)

1. Complainant states that he booked a villa bearing no. A-644 admeasuring 194 sq. yards in respondent's project named 'Parsvnath City,

Sonipat' in September 2005 and had already made payment of ₹24,19,168/- against basic sale price of ₹25,00,00/-. He submitted that 15 years have passed without getting possession of the booked villa.

2. Learned counsel for the respondent sought time to argue the matter.

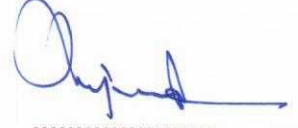
3. Authority prima facie observed that complainant had booked the villa in the year 2005 and had made almost entire payment of the booked property but respondent has been least concerned to deliver the villa even after extra ordinary delay of 15 years. Whereas ordinarily respondent should have completed the project within 3 years and handed over the possession to the complainant accordingly. Delay of about 15 years in handing over the possession is absolutely unwarranted and extra ordinary without any justification.

4. In these circumstances, complainant needs to be compensated for the same. Therefore, respondent is directed to pay delay interest of an amount of ₹23,52,723/- charged from deemed date of possession i.e. 18.07.2009 till date calculated as per Rule 15 of HRERA, Rules. This amount of delay interest is to be paid to the complainant within one month otherwise Authority will be constrained to impose penalty also u/s 63 on the next date of hearing.

Respondent is further directed to intimate as to when he is likely to make an offer of possession of the villa to the complainant.

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5. Case is adjourned to 02.12.2020 directing the respondent to pay earlier imposed cost of ₹5,000/- and ₹2,000/- payable to the Authority and complainant respectively before the next date of hearing.



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RAJAN GUPTA
[CHAIRMAN]



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ANIL KUMAR PANWAR
[MEMBER]



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DILBAG SINGH SIHAG
[MEMBER]

