



## HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

### COMPLAINT NO. 361 OF 2019

Meena Gupta

....COMPLAINANT(S)

VERSUS

Crown Realtech Pvt. Ltd. and Anr.

....RESPONDENT(S)

**CORAM:**

**Rajan Gupta**  
**Anil Kumar Panwar**  
**Dilbag Singh Sihag**

**Chairman**  
**Member**  
**Member**

**Date of Hearing:** 09.12.2020

**Hearing:** 10<sup>th</sup>

**Present: -** None for complainant  
None for the respondent

### **ORDER (ANIL KUMAR PANWAR - MEMBER)**

1. It was brought to the notice of the Authority on earlier hearings that the National Company Law Tribunal (NCLT), New Delhi has initiated corporate Insolvency Resolution Process (IRC) against the respondent company. So, the Authority vide its order dated 17.12.2019 had given liberty

to complainant to approach NCLT and join resolution proceedings. Said order is reproduced here for ready reference:

“Today, learned counsel for the respondent has apprised the Authority that the National Company Law Tribunal (NCLT), New Delhi has initiated corporate Insolvency Resolution Process (IRC) against the respondent company and has appointed an Interim Resolution Professional (IRP) on 06.12.2019. As a consequence thereof, Board of Directors of the respondent company has been suspended and its powers have since been vested in IRP as per the provisions of Section 17 of the Insolvency Bankruptcy Code (IBC), 2016. So, the respondent company has expressed its inability to complete the project.

3. The IRP is required to complete the resolution process within a period of 180 days and such period is extendable by another 90 days. During this period, a complete moratorium would be observed in order to effectively enable the IRP to prepare a revival plan for the defaulting company.

4. In the aforesaid circumstances, the case is adjourned to 06.02.2020, leaving the complainants at liberty to approach the NCLT for joining the resolution proceedings and seek all such remedial steps as permissible under the law.”

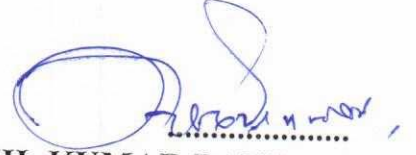
2. Since, the Authority is duty bound to observe complete moratorium during the pendency of Interim Resolution Process (IRP) to enable the IRP to work effectively, it would not be permissible for this Authority to pass any order granting any relief to the complainant in the present complaint. Taking this fact into consideration, the present complaint deserves to be disposed of. However, liberty is being granted to the complainant to approach NCLT for joining the resolution proceedings for satisfaction of her claims. Further, the complainant may file fresh complaint if at any stage her claims are not settled by NCLT.



3. Case is **disposed of** accordingly. File be sent to record room and order be uploaded on the website of the Authority.



RAJAN GUPTA  
[CHAIRMAN]



ANIL KUMAR PANWAR  
[MEMBER]



DILBAG SINGH SIHAG  
[MEMBER]

