

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

Date of Hearing: 19.12.2018
1st Hearing

Complaint. No. 926/2018 Anand Paul Solkey ...Complainant

Versus

Parsvnath Developers Ltd. ...Respondent

Coram: - Shri Rajan Gupta, Chairman
Shri Anil Kumar Panwar, Member
Shri Dilbag Singh Sihag, Member

Appearance: - Sh. Ramesh Malik, Counsel for Complainant
Sh. Pranay Malhotra, Representative of Respondent

Order: -

1. The case of complainant in brief is that he had purchased a flat from third buyer named Mrs. Indu Nagpal on 18.10.2012 after seeking necessary approval from the respondent in the project named "Parsvnath City" Sector-33A, Rohtak and accordingly a provisional allotment of flat no-D-047 was issued on 17.07.2014 in another project named "Parsvnath Elite Floors" situated at Rohtak. Total sale consideration of the flat was Rs.23,67,500/- out of which complainant has already paid Rs.9,80,444/- till September 2014. Possession of the flat would be delivered within 24 months from the date making requisite payments. However, no possession has been offered till date as no construction work was started at site. It is

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also worth mentioning here that license no.36 of 2010 stood expired on 05.06.2014. The complainant further alleged that respondent had cheated and abused his money in the name of allotment of floor without having any plan to execute the project. He requested to the respondent on 24.10.2016 for refund of the entire paid amount but in vain. Again, a representation was also submitted to Hon'ble Chief Minister of Haryana on 22.06.2018 for getting possession of the flat or refund of the deposited amount along with interest but couldn't succeed. So, being a senior citizen who retired from Indian Overseas Bank, is not in position to wait more, therefore, he prayed for refund of amount paid along with interest and compensation.

2. Learned counsel for respondent stated that respondent is ready to refund the amount paid by complainant.

3. In view of the above submissions of learned counsel of the respondent, the Authority disposed of the case by giving directions to the respondent that he will refund the entire amount paid by the complainant along with interest as prescribed under Rule 15 of Haryana Real Estates Regulatory Authority Rules, 2017 within 90 days in two instalments of which first instalment shall be paid within 45 days from the date of uploading of this order and the remaining amount within next 45 days.

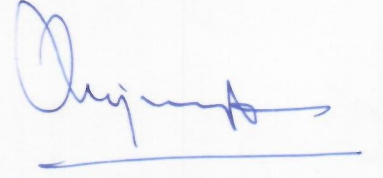


4. Disposed of accordingly. File be consigned to record room and the orders will be uploaded on the website of the Authority.



Dilbag Singh Sihag
Member


Anil Kumar Panwar
Member



Rajan Gupta
Chairman

Sh. A.K. Panwar, Hon'ble Member vide his email dated 07.01.2019, has approved and consented to the above orders.

Dated:07.01.2019



Executive Director
HRERA, Panchkula