

the complainants a sum of ₹26,13,607/- on account of delay caused by the respondent in handing over possession of their booked unit. She further insisted that it appears that respondent promoter is wilfully and deliberately defying the orders passed by the Authority. Therefore, stern action may be taken against respondent promoter under section 63 of RERA Act, 2016 besides imposing a heavy penalty upon the promoter. Moreover, complainants being retirees and living in a rental house be awarded a penal interest to the tune of five percent apart from the permissible interest on their paid amount under Rule 15 of HRERA Rules, 2017.

2. Proxy counsel for the respondent seeks adjournment as arguing counsel is in some personal difficulty.

3. It is observed by the Authority that respondent promoter did not comply with the orders passed by the Authority without giving any reasonable justification which proved the allegation of the complainants that he is wilfully and consciously not obeying the orders of the Authority. In number of cases, such indifferent and casual approach of respondent promoter in enforcing Authority's orders has been proved. Taking serious note of this indifferent and casual attitude of the respondent, it is decided that a show cause notice under Section 63 of RERA Act, 2016 be issued to the Directors of the respondent company as to why a penalty of ₹25,000/- be not imposed upon them for not complying with the orders of the Authority in addition to grant of three percent

interest apart from interest permissible under Rule 15. They shall file their reply two weeks before the next date of hearing.

4. With these directions, case is adjourned to 04.02.2021.



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RAJAN GUPTA
[CHAIRMAN]



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ANIL KUMAR PANWAR
[MEMBER]



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DILBAG SINGH SIHAG
[MEMBER]

