



## HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

### COMPLAINT NO. 558 OF 2019

Pawan Chawla

....COMPLAINANT(S)

VERSUS

M/S Parsvnath Developers Ltd.

....RESPONDENT(S)

**CORAM:**            **Anil Kumar Panwar**  
                             **Dilbag Singh Sihag**

**Member**  
**Member**

**Date of Hearing:** 02.12.2020

**Hearing:**            16<sup>th</sup>

**Present: -**            Complainant in person through video conference

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

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

1.            The present execution relates to a refund order dated 14.11.2018 passed in favour of complainant. The parties filed their respective calculations regarding the amount payable in terms of said refund order. There was

difference between the parties on the quantum of interest payable to the complainant. Said controversy was settled by this Authority vide detailed order passed on 07.10.2020 holding that the respondent has correctly calculated the interest from 16.01.2018 and the calculation of interest as worked out by the complainant from the dates of payment of each instalment is not justified.

2. The total amount payable to the complainant was calculated by respondent at ₹25,71,899/- and after deducting the amount of ₹18,00,000/- already paid to the complainant, the balance outstanding amount comes to ₹7,71,899.84/- till 04.05.2020. The respondent added another sum of ₹20,694/- to the said amount on account of interest accrued after 04.05.2020 and had paid a total sum of ₹7,92,593/- to the complainant on the previous date of hearing i.e. 07.10.2020. The respondent reflected all the calculations and payments made in a tabular form which was reproduced in the order dated 07.10.2020. The respondent had claimed on the last date that payment of ₹7,92,593/- made on the previous date of hearing had resulted in complete discharge of his liability towards the complainant.

3. So, the complainant was offered an opportunity to verify the calculations and the payments made by respondent and was directed to file his objections if any figure has been wrongly shown by the respondent in the referred table. The case was accordingly adjourned for today.



4. The complainant has not filed any objection nor has been able to point out any error in the figures shown in the table prepared by the respondent. Rather, the complainant has today again attempted to claim that he is entitled to interest from the dates of payment of each instalment. Said controversy having been already decided vide order dated 07.10.2020 can neither be reopened nor adjudicated any further. The complainant if still having some grievance against the finding of this Authority, he can exercise his right of appeal. The Authority, in these circumstances, is of the considered opinion that the execution petition is liable to be dismissed as fully satisfied.

5. The complaint is accordingly **disposed of**. File be consigned to record room and order be uploaded on the website of the Authority.



ANIL KUMAR PANWAR  
[MEMBER]



DILBAG SINGH SIHAG  
[MEMBER]