



HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

SUO MOTU COMPLAINT NO. 1274 OF 2020

HRERA Panchkula

....COMPLAINANT(S)

VERSUS

1.K.M.Pai

....RESPONDENT(S)

2. M/s BPTP Pvt Ltd

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

**Chairman
Member
Member**

Date of Hearing: 28.01.2021

Hearing-1st

Present through :- Mr. Nitin Kant Setia, Counsel for respondent no. 1
Video Conferencing Mr. Hemant Saini & Mr. Himanshu Monga, Counsels
for respondent No. 2

ORDER (DILBAG SINGH SIHAG-MEMBER)

Captioned Suo-motu complaint has been filed against the respondents to refund the pre-deposit amount of Rs 1,91,135/- in terms of order dated 13.05.2019 passed by Hon'ble Appellate Tribunal in Appeal no. 45/2019. A notice was issued to the parties to present their case for disbursement of the amount as per orders of the Tribunal. Accordingly, Mr. Nitin Kant is appearing on behalf of respondent no. 1 and Mr. Hemant Saini is appearing today on behalf of respondent no.2.

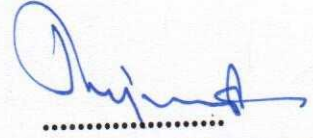
2. On perusal of said order, it is clear that said amount of Rs 1,91,135/- deserves to be returned/disbursed to the appellant i.e.M/s BPTP Pvt Ltd. Relevant part of the said order dated 13.05.2019 is reproduced below for reference: -

“ In view of the statement made by Ld. counsel for the appellant at bar, the present appeal is hereby dismissed as withdrawn. The amount deposited by the appellant/promoter in compliance of the provisions of proviso to Section 43(5) of the Real Estate (Regulation and Development) Act,2016, be returned to the appellant as per rules.”

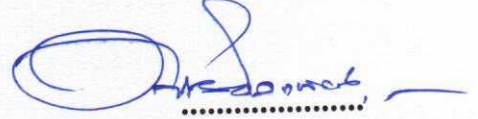
3. Therefore, present complaint is disposed with direction to the office to disburse the amount of Rs 1,91,135/- to respondent no. 2 BPTP Pvt Ltd in their bank account, the details of which shall be provided by Mr. Hemant Saini.



4. The complaint is **disposed of** accordingly. File be consigned to record room.



RAJAN GUPTA
[CHAIRMAN]



ANIL KUMAR PANWAR
[MEMBER]



DILBAG SINGH SIHAG
[MEMBER]

