

PROCEEDINGS OF THE DAY	
Day and Date	Thursday and 10.01.2019
Complaint No.	671/2018 Case titled as Mr. Jagdish Prasad V/S Sare Homes Project Services Pvt Ltd.
Complainant	Mr. Jagdish Prasad
Represented through	Complainant in person with Shri Rajender Kaushik, Advocate.
Respondent	M/S Sare Homes Project Services Pvt Ltd.
Respondent Represented through	None for the respondent.
Last date of hearing	4.10.2018
Proceeding Recorded by	Naresh Kumari & S.L.Chanana

Proceedings

Project is not registered with the authority.

Since the project is not registered, as such notice under section 59 of the Real Estate (Regulation & Development) Act, 2016 for violation of section 3(1) of the Act be issued to the respondent. Registration branch is directed to do the needful.

Arguments heard.

Complaint was filed on 2.8.2018. Notices w.r.t. reply to the complaint were issued to the respondent on 4.9.2018, 25.9.2018 and 16.10.2018. Besides this, a penalty of Rs.5,000/- and Rs.10,000/- was also imposed on 25.9.2018 and on 16.10.2018 for non-filing of reply even after service of

notice. However, despite due and proper service of notices, the respondent neither filed the reply nor come present before the authority. From the above stated conduct of the respondent it appears that respondent does not want to pursue the matter before the authority by way of making his personal appearance by adducing and producing any material particulars in the matter. As such, the authority has no option but to declare the proceedings ex-parte and to decide the matter on merits by taking into a count legal/factual propositions as raised by the complainant in his complaint.

A final notice dated 31.12.2018 by way of email was sent to both the parties to appear before the authority on 10.1.2019.

On perusal of the complaint, it transpires that the complaint is premature and the same stands dismissed. File be consigned to the registry.

Samir Kumar
(Member)
10.1.2019

Subhash Chander Kush
(Member)