



Complaint No.1807 of 2019

HARYANA REAL ESTATE REGULATORY AUTHORITY PANCHKULA

Website: www.haryanarera.gov.in

COMPLAINT NO. 1807 OF 2019

Santosh Gupta & Anr

....COMPLAINANT(S)

VERSUS

Vipul Ltd.

....RESPONDENT(S)

CORAM: Rajan Gupta

Chairman

Dilbag Singh Sihag

Member

Date of Hearing: 02.02.2021

Hearing: 9th

Present: - Mr. Dixit Garg, Counsel for the complainant.

None for the complainant

ORDER (RAJAN GUPTA-CHAIRMAN)

1. The present complaint is filed for execution of an order dated 05.02.2019 passed in complaint no. 786 of 2018 titled Santosh Gupat Versus Vipul Ltd. whereby respondent was directed to refund an amount of Rs. 26,66,000/- after forfeiting 10% of the sale price of the flat booked by complainant.

2. On the last date of hearing the matter in above complaint had been considered at length and after deliberations all the issues were settled. The operative part of the said order dated 10.12.2020 is reproduced below for reference:

“ 1. Respondent in present execution complaint has already paid the complainant a sum of ₹20,22,692/-. Only issue remaining is with regard to a sum of ₹1,52,731/- which respondent has claimed to be paid to the Government as service tax. Therefore, vide order dated 13.10.2020, respondent was directed to file an affidavit stating that said amount has been paid to the Government as service tax.

2. In compliance of last order, ld. counsel for the respondent today filed an affidavit of Mr. Rajesh Gopalakrishnan, Authorised representative of M/s Mudra Finance Ltd. stating that the company named M/s Mudra Finance Ltd. has duly deposited ₹1,52,731/- as service tax against the booking of flat no. T-9/005 in the project namely 'Vipul Gardens'. A specific certificate issued by Chartered Accountant in this regard has been duly attached with said affidavit in which it has been clearly stated that M/s Mudra Finance Ltd. has received ₹26,66,000/- from Santosh Gupta & Vinod Bhinwal against booking of flat out of which ₹1,52,731/- has been collected and duly deposited with the Government as service tax.”

3. Since no one was present on behalf of complainant, case was adjourned with a direction to complainant to file objections, if any, to the affidavit filed



by respondent. Today, learned counsel for complainant has apprised the Authority that payment has been received and no objection is to be filed. In

view of these submissions, the case is **disposed of**. File be consigned to record room.



RAJAN GUPTA
[CHAIRMAN]



DILBAG SINGH SIHAG
[MEMBER]

