

PROCEEDINGS OF THE DAY

Day and Date	Tuesday and 05.02.2019
Complaint No.	1116/2018 Case titled as Manisha Mahajan & Alok Kumar V/S DLF Universal Limited
Complainant	Manisha Mahajan & Alok Kumar
Represented through	Shri Roop Lal Aggarwal Advocate for the complainant.
Respondent	M/S DLF Universal Limited
Respondent Represented through	Shri Chandra Shekhar, DGM – legal on behalf of respondent-company with Shri Ishaan Dang, Advocate for the respondent.
Last date of hearing	02.01.2019
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.

As per clause 10.2 of the Builder Buyer Agreement dated 2.9.2009 for unit No.DCG1-305, 3rd floor, tower -CG1, in project “DLF Corporate Greens, Sector 74A, Gurugram, possession was to be handed over to the complainant within a period of 36 months from the date of allotment i.e.14.7.2008 which comes out to be 14.7.2011.

As per assertion of counsel for the respondent that the possession has already been delivered to the complainant on 5.9.2015. after receipt of occupation certificate on 19.6.2014.

After hearing both the parties, the main point that comes on surface is that since the possession has been offered to the complainant on **5.9.2015**, as such, the matter is time barred. However, it has been alleged by the counsel for the complainant that the respondent has not yet executed the conveyance deed in favour of the complainant. Both the parties are directed to get their conveyance deed registered within a period of one month. So far as any compensation is concerned that may be got adjudicated by the Adjudicating Officer.

Complaint stands disposed of. File be consigned to the registry.

Samir Kumar
(Member)
5.2.2019

Subhash Chander Kush
(Member)