

**PROCEEDINGS OF THE DAY**

Day and Date	Tuesday and 26.02.2019
Complaint No.	816/2018 Case Titled As Pooja Bhalla V/S Era Landmark
Complainant	Pooja Bhalla
Represented through	<b>None for the complainant</b>
Respondent	Era Landmark
Respondent Represented through	<b>None for the respondent</b>
Last date of hearing	First hearing
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 4.9.2018. Notices w.r.t. reply to the complaint were issued to the respondent on 22.9.2018, 17.10.2018 and 29.11.2018. Besides this, a penalty of Rs.5,000/- and Rs.10,000/- was also imposed on 17.10.2018 and on 29.11.2018 for non-filing of reply even after service of notices. 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 personal appearance by adducing and producing any material particulars in the matter. As such, the authority has no option but to proceed ex-parte against the respondent 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 14.2.2019 by way of email was sent to both the parties to appear before the authority on 26.02.2019.

Today case was fixed for arguments but the parties are not present. Waited sufficiently. It seems that the parties are not serious in pursuing the matter. Accordingly, complaint is dismissed in **default for non-appearance** of the parties. File be consigned to the registry.

Samir Kumar  
(Member)  
26.2.2019

Subhash Chander Kush  
(Member)