

M Project hearing brief

S.No.	Particulars	Details	
1.	Name of the project	Signature Global SCO - 36 Sohna	
2.	Name of the promoter	M/s Signature Global (India) Pvt. Ltd.	
3.	Nature of the project	Commercial Plotted Colony (SCO)	
4.	Location of the project	Sector- 36, Sohna, Gurugram	
5.	Legal capacity to act as a promoter	License Holder	
6.	Status of project	New	
7.	Whether registration applied for whole	Whole Project	
8.	Online application ID	RERA-GRG-PROJ-1042-2022	
9.	License no.	22 of 2022 dated 11.03.2022	Valid up to 10.03.2027
10.	Total licensed area	5.21875 acres	Area to be registered 5.21875 acres
11.	Statutory approvals either applied for or obtained prior to registration		
	S.No	Particulars	Validity up to
	i)	License Approval	10.03.2027
	ii)	Zoning Plan Approval	N/A
	iii)	Layout plan Approval	Drg. No DTCP 8181 dated 15.03.2022
	iv)	Environmental Clearance	N/A
	v)	Architectural Control Sheet	ZP-1565/JD(RD)/2022/12796 dated 12.05.2022
	vi)	Service plan and estimate approval	Applied on 24.03.2022
12.	File Status	Date	
	File received on	24.03.2022	
	First notice Sent on	18.04.2022	
	First hearing on	23.05.2022	
	Second hearing on	25.05.2022	
	Third hearing on	30.05.2022	
	Fourth hearing on	06.06.2022	
14.	Status of Documents	1. The annexures in the online application are not uploaded as well as the correction needs to be done in the online (A-H) application. Status: Submitted. 2. Online DPI needs to be corrected. Status: Submitted.	



		<ol style="list-style-type: none"> 3. Approved Service Plan and Estimates needs to be submitted. Status: Not submitted. 4. Approvals / NOC's from various agencies for connecting external services like road and storm water drainage needs to be submitted. Status: Undertaking submitted for non-applicability of storm water and submission of access permission within 2 months. 5. Land Title search report needs to be revised. Status: Submitted. 6. Project report needs to be submitted. Status: Submitted. 7. Draft Allotment letter needs to be submitted. Status: Submitted. 8. Draft Builder Buyer Agreement needs to be submitted. Status: Submitted. 9. Bank undertaking needs to be provided. Status: Not Submitted.
	Deficit Documents	<ol style="list-style-type: none"> 1. Approved Service Plan and Estimates needs to be submitted. 2. Approvals / NOC's from various agencies for access permission like road needs to be submitted. 3. Bank undertaking needs to be provided.
Day and Date of hearing	Monday and 06.06.2022	
Proceeding recorded by	Ram Niwas	

Case History:-

The promoter M/s Signature Global (India) Pvt. Ltd. who is a License Holder applied for the registration of real estate project namely "Signature Global SCO- 36 Sohna" located at Sector-36, Sohna, Gurugram under section 4 of the Real Estate (Regulations and Development) Act, 2016 vide central receipt no. 30115 dated 24.03.2022 and RPIN-448. The Temp I.D. of REP - I (Part A-H) is RERA -GRG-PROJ-1042-2022. The project area for registration is same as that of the licensed area i.e., 5.21875 acres. License no - 22 of 2022 dated 11.03.2022. The application for registration was scrutinized and 1st deficiency notice (show cause notice) vide notice no. HARERA/GGM/RPIN/448/ Show Cause dated 18.04.2022 was issued to the promoter with an opportunity of being heard on 23.05.2022.

The promoter submitted a reply dated 11.05.2022, 16.05.2022 after scrutiny of the reply the remaining deficiencies were conveyed to the promoter.

On 23.05.2022, the authority adjourned the matter and fixed for 25.05.2022.

On 25.05.2022, the authority directed concerned planning executive to scrutinize the reply and also directed the promoter to submit the pending deficiencies before the next date of hearing. The Authority has viewed it seriously that QPRs and annual audit reports of various projects by the promoter or its associated companies have not been regularly submitted. The promoter may reconcile the reports if submitted in the Authority and balance reports be completed within a week both in online and offline mode. The Authority reserves its right to initiate penal proceedings against the promoter for violation of section 4 and section 11(1) of the Act. The hearing was fixed for 30.05.2022.

The promoter submitted a reply on 25.05.2022 which was scrutinized and the remaining deficiencies were conveyed to the promoter.

On 30.05.2022, the authority directed the promoter to submit the deficit documents. The authority also advised the promoter to submit a certificate from the concerned branch regarding submission of the annual

audit report of project accounts in respect of projects registered till 31.03.2021 and QPRs of the projects of the promoter till last quarter is to be submitted.

The matter to come up on 06.06.2022.

The promoter submitted a reply on 03.06.2022 which was scrutinized and the remaining deficiencies were mentioned below:

1. Approved Service Plan and Estimates needs to be submitted.
2. Approvals / NOC's from various agencies for access permission like road needs to be submitted.
3. Bank undertaking needs to be provided.

Substantial compliance of the annual audit report of project accounts in respect of projects registered till 31.03.2021 and QPRs of the projects of the promoter has been done.

All the deficiencies are removed except Bank undertaking, approved service plan and estimates and road access permission.

As per the above facts the authority may decide to grant the registration certificate on the condition that the promoter shall submit the approved service plan and estimates within 3 months from the issuance of registration certificate and road access permission within two months from the issuance of the registration certificate and bank undertaking from bank within a week.

The authority may also direct the promoter to submit the Bank Guarantee of Rs 25 Lakhs as a guarantee for the submission of the approved service plan and estimates within 3 months from the issuance of registration certificate.

In case of failure to submit the approved service plan and estimates within three months' time from the date of issuance of registration certificate, the authority may forfeit the bank guarantee and if any allottee who have booked any unit during this period and wishes to withdraw from the project then the amount collected from the allottee will be refunded with interest at the prescribed rate within one month thereafter only.

Recommended for grant of registration accordingly.



Naresh Kumar
Chartered Accountant



Ashish Kush
Planning Executive

REPRESENTED THROUGH

Sr. no.	Name	Designation	Mobile No.	E-mail
1.	Sh. Ajay Kumar	Asstt Manager	9811986723	Ajay.kumar@signatureglobal.in

PROCEEDINGS OF THE DAY

Proceedings dated: 06.06.2022

Sh. Ajay Kumar (Asst. Manager) is present on behalf of the promoter.

Sh. Ashish Kush, Planning Executive briefed about the facts of the case.

Approved as Recommended.



Vijay Kumar Goyal
Member, HARERA, Gurugram



Dr. K.K. Khandelwal
Chairman, HARERA, Gurugram



AGENDA OF THE MEETING

DATED: 06.06.2022

ITEM NO.		RPIN	448
SUBJECT	Application for registration of Commercial plotted colony namely "Signature Global SCO - 36 Sohna" in Sector-36, Sohna, Gurugram being developed by M/s Signature Global (India) Ltd.		
APPLICATION DETAILS			
1.	Application for registration (for whole project/ phase)	Project	
2.	Name of the project	Signature Global SCO - 36 Sohna	
3.	(a) Total licensed area of the project	5.21875 acres	
	(b) Area applied for registration	5.21875 acres	
4.	Location of the project (location of the project is to give as phase is part of the project even if phase is to be registered)	Sector- 36, Sohna, Gurugram	
5.	Status of the project (status of the project is to be given not of the phase even if phase is to be registered) (New/ Ongoing) Definition of ongoing project as provided in rule 2(o) ¹	NEW	
6.	Planning area	Gurgaon - Manesar Urban Complex - 2031 A.D.	
CASE HISTORY			
Sr. No.	File status	Date	

¹ "on-going project" means a project for which a license was issued for the development under the Haryana Development and Regulation of Urban Area Act, 1975 on or before the 1st May, 2017 and where development works were yet to be completed on the said date



1.	Application for registration received on	24.03.2022
2.	First notice sent on	18.04.2022
3.	First hearing on	23.05.2022
4.	Second hearing on	25.05.2022
5.	Third hearing on	30.05.2022
6.	Fourth hearing on	06.06.2022

DETAILS

DETAILS OF THE PROJECT PROMOTER

The application under section 4 of the Real Estate (Regulation & Development) Act, 2016, has been received in the authority for registration of real estate project/phase (whichever is applicable) having following details:

1.	Name of the applicant-promoter	M/s Signature Global (India) Pvt. Ltd.
2.	Legal capacity to act as applicant promoter	License Holder
3.	Status of the promoter	Company
4.	Registered address	13th Floor, Dr. Gopal Das Bhawan, 28 Barakhambha Road, New Delhi- 110001

PROJECT AND FEE DETAILS

1.	Details of the project (as a whole)		
	Sr. No.	Particulars	Details
	1.	Name of the project	Signature Global SCO – 36 Sohna
	2.	Location of the project	Sector-36, Sohna, Gurugram
	3.	(a) Whether project is to be implemented in one go or in phases	NEW
		(b) No. of Phases	N/A
	4.	Licence no. and date of validity	22 of 2022 dated 11.03.2022 valid upto 10.03.2027
	5.	Total licensed area of the project	5.21875 acres
	6.	Area for registration	5.21875 acres



7.	Nature of the project	Commercial Plotted Colony (SCO)
8.	Name of the license holder	M/s Signature Global (India) Ltd.
9.	Name of the collaborator (if any)	N/A
2.	Fee details	
1.	Fee details	
(a)	Registration fee	31,679.247 * 20* 1.5 = Rs 9,50,377/-
(b)	Processing Fee	31,679.247 * 10 = Rs 3,16,792 /-
(c)	Late fee	N/A
(d)	Total	Rs 12,67,169/-
2.	DD Details	
(a)	RTGS amount	1. Rs 4,22,406/- 2. Rs 2,11,203/- 3. Rs 6,33,561/-
(b)	RTGS no. and date	76228573289 dated 17.03.2022 76225873290 dated 17.03.2022 144227070657 dated 24.05.2022
(c)	Name of the bank issuing	Yes Bank Indusind Bank Yes Bank
(d)	Deficient amount	NIL

ONLINE APPLICATION SCRUTINY

1.	Whether the applicant has applied for the registration on official website of the Haryana Real Estate Regulatory Authority, Gurugram.	YES	NO
		√	
2.	Unique no. generated online	RERA-GRG-1042-2022	
3.	Whether the hard copy of the online application REP-I authenticated by promoter?	YES	NO
		√	
4.	The status of mandatory plans to be uploaded online before registration is as under:		




Sr. No.	List of plans	Tick if provided	Date of upload document
1.	Layout plan	√	16.03.2022
2.	Demarcation plan	√	16.03.2022
3.	Zoning plan	N/A	
4.	Building plans includes following		
4.1	Site plan	N/A	
4.2	Floor plan	N/A	
4.3	Apartment plans	N/A	
4.4	Elevation section	N/A	
4.5	X-section plan	N/A	
4.6	Structural plan	N/A	
4.7	Parking plan	N/A	
5.	Service plans and estimates (Applied)		
5.1	Roads and pavement plan	√	03.06.2022
5.2	Electricity supply plan	X	
5.3	Water supply plan	√	03.06.2022
5.4	Sewerage plan	√	03.06.2022
5.5	Solid waste management plan	N/A	
5.6	Storm water drainage plan	√	03.06.2022
5.7	Street light plan	X	
5.8	10% land transferred to the govt. for community facility	N/A	
5.9	Copy of super imposed demarcation plan on the approved layout plan	X	
Note: Sr. no. 5.1 to 5.10 are part of the service plans and estimates submitted by the promoter to the competent authority for approval. Till approval is received the promoter should upload above plans as prepared by him and submitted to competent authority for approval. As and when approval is received the copy of the approved plan be uploaded online.			
5.	The status of mandatory documents to be uploaded online before registration is as under:		



Sr. No.	List of documents	Tick if provided	Date of upload document
1.	Copy of license along with schedule of land	√	16.03.2022
2.	Documents relating to the entry of license and collaboration agreement in the revenue record	X	
3.	Non-default certificate from a chartered accountant	√	16.03.2022
4.	Cash flow statement of the proposed project	X	
5.	Certificate from a chartered accountant certifying that the information provided by the applicant in form REP-1 is correct as per the books of accounts/balance sheet of the applicant	X	
6.	The documents uploaded online have been checked and same are found in order.	YES	
7.	The hard copy of online application i.e., REP-I (Part A-H) is in the proper format and all required details have been provided.	YES	
8.	Following are the deficiencies in the online application form:		
	Sr. No. Status of deficiencies in online application		
	1. All the deficiencies are removed by the promoter.		
DETAILED PROJECT INFORMATION: SCRUTINY			
9.	One set of DPI in the proper format has been received and checked. All the necessary details have been provided and found to be in order. DPI along with annexures is placed before the authority for consideration.		
10.	Details of statutory approvals.		
	10.1 Statutory approvals required prior to registration		
	Sr. No.	Particulars	Approval no. Date Valid upto Remarks
	1.	License approval	22 of 2022 11.03.2022 10.03.2027
	2.	Zoning approval plan	N/A

		3.	Layout approval plan	Drg. No DTCP 8181	15.03.2022		
		4.	Architectural Control Sheet	ZP-1565/JD(RD)/2022/12796	12.05.2022.		
		5.	Environment Clearance approval	N/A			
	10.2	Approvals either applied for or obtained prior to registration. (These approvals if applied be obtained within three months of issue of registration certificate. After approval intimation, be given to the authority and online updation be done.)					
		1.	Airport height clearance	N/A			
		2.	Fire scheme approval	N/A			
		3.	Service plan estimates approval	Applied	24.03.2022		
		4.	Electrical load availability connection	Ch.55/DG R-26B	01.04.2022		
	10.3	Mandatory approvals if applicable and required before construction can be started. (These may be either applied or obtained prior to registration. The applied permissions be obtained within three months of issue of registration certificate.)					
		1.	Forest NOC	VG7-JUB-PRF2	29.08.2021		
		2.	Natural conservation zone NOC	N/A			Affidavit Given
		3.	Tree cutting permission from DFO	N/A			Affidavit Given
		4.	Forest land diversion	N/A			Affidavit Given
		5.	Power Line shifting NOC	N/A			Affidavit Given
11.	(a)	Additional scrutiny and verification by Planning Executive					


Sr. No.	Description	Scrutiny
1.	Land title of the project – whether title deeds, mutation, jamabandi and aks-shajra duly certified by revenue officer six months prior to date of application are attached.	YES
2.	License validity – if expired, whether renewal application submitted to DTCP along with payment of requisite fee.	Valid
3.	In case promoter is other than licensee – confirm collaboration/ development agreement as below: -	
3.1	Collaboration agreement – registered or not	N/A
3.2	Whether it is irrevocable	N/A
3.3	Whether it provides marketing right to developer	N/A
3.4	Verify and report – any other restricting clause in such agreement	N/A
4.	Whether beneficiary interest permission in favor of promoter – approved by DTCP is attached.	N/A
5.	Whether non-encumbrance certificate issued by tehsildar/ revenue officer is submitted.	N/A
6.	In case of encumbrance whether prescribed form filed with registrar of companies for creation of charge	YES
7.	Whether the land title search report is in order	YES
(b)	Comments of Planning Executive	
Sr. No.	Deficiencies/Observations	
1.	All the deficiencies have been fulfilled by the promoter except access permission of roads and approved service plan and estimates.	
	 ASHISH KUSH PLANNING EXECUTIVE Planning Executive	
12.	Scrutiny by Chartered Accountant	

Description		Scrutiny
Part - A - Project proponents		
1.	Check company incorporation and object clause in memorandum & articles of association	Provided
2.	In case of change in name of entity, whether previous incorporation certificate/ identity document is attached	Yes
3.	Whether director's information as required along with supporting documents like address proof, PAN card, passport, etc. are attached?	Provided
Part - C - Project details		
4.	In case land is encumbered, whether requisite charge is created in favor of lender? (Copy of form filed with ROC to be attached along with sanction letter of lender)	Yes, Document of charge has been provided.
5.	Whether supporting documents for land cost are attached?	Provided.
6.	Whether infrastructure cost as mentioned is in line with supporting documents?	Provided.
7.	Whether financial resources to meet the project cost are properly mentioned?	Provided.
8.	Whether all particulars in section are properly filled in and provided?	YES
Part - E - Project cost/ sale proceeds details		
9.	Whether all supporting documents for project cost are submitted?	YES
10.	Whether project report and supporting costing documents for internal development work are provided?	Project report provided and supporting document of IDW provided.
11.	Whether construction cost & other details as mentioned are in line with details in other sections?	YES
PART - H - Separate bank account of project		
12.	Whether the board resolution duly acknowledged by bank for operation of bank account is submitted properly specifying same to be 70% collection account as per RERA rules.	Provided.



13.	Whether details of all authorized signatories to operate the bank account are properly mentioned in prescribed format and required documents are submitted for same	Provided
Part - J - Quarterly schedule of physical and financial progress		
14.	Whether the financials details in summary sheet are properly filled in and duly authenticated?	YES
15.	Verify quarterly expenditure statement till end of project and ensure that all cost elements are captured therein	Provided
16.	Verify quarterly source of funds till end of project and ensure that there is no inconsistency in same with summary details provided in section	N/A
17.	Verify that sale numbers are matching with summary details in prescribed form	N/A
18.	Verify net cash flow statement to ensure that it remains positive till end of project	N/A
19.	Whether CA certificate for non-default in payment of debt obligations is provided	YES
20.	Verify financial statements for last three years of promoter and check for repayment of financial obligations, statutory dues. Any other adverse financial position as observed from financial statements is to be highlighted.	Long term debt to equity ratio of the company is 16.49:1 which shows its adverse financial position of the company.
21.	Net worth of promoter (as per latest balance sheet)	Net worth of 33.63 crore for the financial year 2020-21
Part - K - Additional details in case of ongoing project		
22.	Whether financial and inventory details are verified by CA and CA certificate is issued in prescribed format?	N/A
23.	Comments of Chartered Accountant	
	Sr. No.	Deficiencies/Observations
	1.	All the financial deficiencies are removed except bank undertaking.
		<i>N Kanboj</i> Chartered Accountant



13. Scrutiny by Planning Executive		
Sr. No.	Description	Scrutiny
1.	Whether the collaboration agreement is registered?	N/A
2.	Whether the collaboration agreement is irrevocable?	N/A
3.	Whether the land mentioned in the collaboration agreement is same as mentioned in the license?	N/A
4.	Whether the fact that project land licensed and bonded for setting up of a colony has been informed to the revenue department for entry in the record of ownership?	YES
5.	Whether collaboration agreement gives right to develop, marketing, raising funds and allotment of real estate in totality?	N/A
6.	Whether the sale agreement with the buyer by the beneficial interest permission holder i.e., promoter is entered into with the concurrence and signatures of licensee and collaborator (if any)?	N/A
	S.no	Comments
	1.	All the deficiencies are removed.
 ASHISH KISHU PLANNING EXECUTIVE		
14. Conditions to be incorporated in the registration certificate:		
1.	The promoter shall enter into an agreement for sale with the allottees as prescribed in the Haryana Real Estate (Regulation and Development) Rules, 2017 and amended as per requirements and approved by the authority.	
2.	The promoter shall offer to execute and register a conveyance deed in favour of the allottee or the association of the allottees, as the case may be, of the unit/apartment, plot or building as the case may be, as per section 17 of the Act;	
3.	The promoter shall convey/allow usage of common areas as per Rule 2(1)(f) of the Haryana Real Estate (Regulation and Development) Rules, 2017.	
4.	The promoter shall deposit hundred percent of the amounts realized by the promoter in a separate account to be maintained in a schedule bank to cover the cost of construction and the land cost to be used only for that purpose as per sub-clause(D) of clause (l) of sub-section (2) of section 4;	



5.	The registration shall be valid for a period as mentioned above under the head "validity of registration" subject to validity of licenses granted by DTCP and promoters shall be bound to obtain prior renewals thereof.
6.	The promoter shall comply with the provisions of the Real Estate (Regulation & Development) Act, 2016 and the Haryana Real Estate (Regulation and Development) Rules, 2017 as applicable in the State and regulations made thereunder applicable in the jurisdiction of this authority;
7.	The promoter shall not contravene the provisions of any other law for the time being in force as applicable to the project.
8.	The promoter shall comply with all other terms and conditions as mentioned in the attached detailed project information (DPI) and as conveyed by the Authority from time to time.
9.	<p>The apartment or building shall be sold only on carpet area basis and not on super area basis and the total sale consideration shall be inclusive of all charges. No separate EDC/IDC are payable by the allottees except the total sale consideration. Attention is invited to model agreement for sale provided in the Haryana Real Estate (Regulation and Development) Rules, 2017. (Term 1.2)</p> <p><i>Explanation:</i></p> <p>(i) <i>The Total Price as mentioned above includes the booking amount paid by the allottee(s) to the Promoter towards the Plot/Unit/Apartment for Residential/Commercial/Industrial/IT/any other usage (as the case may be) along with parking (if applicable);</i></p> <p>(ii) <i>The Total Price as mentioned above includes Taxes (GST and Cess or any other taxes/fees/charges/levies etc. which may be levied, in connection with the development/construction of the Project(s)) paid/payable by the Promoter up to the date of handing over the possession of the Plot/Unit/Apartment for Residential/Commercial/Industrial/IT/any other usage (as the case may be) along with parking (if applicable) to the allottee(s) or the competent authority, as the case may be, after obtaining the necessary approvals from competent authority for the purpose of such possession:</i></p> <p><i>Provided that, in case, there is any change/modification in the taxes/charges/fees/levies etc., the subsequent amount payable by the allottee to the promoter shall be increased/decreased based on such change/modification.</i></p>
10	<p>The attention of the promoter is invited to the definition of common areas provided in section 2(n) of the Real estate (Regulation and Development) Act, 2016. Section 2(n) of the Real Estate (Regulation and Development) Act, 2016 is reproduced as under:</p> <p><i>"common areas" mean—</i></p> <p>(i) <i>the entire land for the real estate project or where the project is developed in phases and registration under this Act is sought for a phase, the entire land for that phase;</i></p> <p>(ii) <i>the staircases, lifts, staircase and lift lobbies, fire escapes, and common entrances and exits of buildings;</i></p> <p>(iii) <i>the common basements, terraces, parks, play areas, open parking areas and common storage spaces;</i></p>

	<p>(iv) <i>the premises for the lodging of persons employed for the management of the property including accommodation for watch and ward staffs or for the lodging of community service personnel;</i></p> <p>(v) <i>installations of central services such as electricity, gas, water and sanitation, air-conditioning and incinerating, system for water conservation and renewable energy;</i></p> <p>(vi) <i>the water tanks, sumps, motors, fans, compressors, ducts and all apparatus connected with installations for common use;</i></p> <p>(vii) <i>all community and commercial facilities as provided in the real estate project;</i></p> <p>(viii) <i>all other portion of the project necessary or convenient for its maintenance, safety, etc., and in common use;</i></p>
11	The sale shall not be permitted through real estate agent without availability of prospectus/brochure containing necessary details and a set of drawings and approvals with the real estate agent registered with the HARERA. In case of introduction of new real estate agent or change/deletion of real estate agent as mentioned in the DPI, the promoter shall inform the same to the authority.
12	There shall not be any subvention scheme/ assured returned scheme for the registered project without prior approval of the authority.
13	The promoter at the time of booking and issue of allotment letter shall be responsible to make available to the allottee, the following information, namely- (a) Sanction plan, layout plans along with specification, approved by the competent authority, by display at the site or such other place as may be specified by the regulations made by the authority. (b) The stage wise time schedule of completion of the project including the provisions for civic infrastructure like water, sanitation and electricity. [Obligation of the promoter under section 11(3)]
14	The promoter shall enable the formation an association of allottees or society or co-operative society, as the case may be, of the allottees, or a federation of the same shall be formed, within a period of three months of the majority of allottees having booked their apartment/building/plot and inform the authority about the AOA. [Obligation of the promoter under section 11(4)(e),]
15	At the time of issue of allotment letter an application form for membership of the association of allottee shall be got filled up from the allottee. The promoter shall incorporate a condition in the allotment letter that buyer of unit shall enroll himself as a member of association of allottee to be registered for this project. Every allottee of the apartment, plot or building as the case may be, shall participate towards the formation of an association or society or corporative society or the allottees, or a federation of the same. [Duty of the allottee under section 19(9)]
16	The promoter shall issue the allotment letter as per draft annexed in the detailed project information which is duly approved by the authority and authenticated by the promoter. In case, the promoter wants to amend certain conditions/clauses, a separate application with justification for such variation/change be submitted



	for consideration of the Authority and till such change is allowed, the draft allotment letter shall be followed as approved by the authority with the DPI or as per directions issued by the authority.
17	The promoter shall declare details of the unit along with specifications, payment plan and time for handing over of possession of unit after obtaining all required approvals from the competent authority.
18	As per section 13(1), the promoter shall not accept a sum more than ten per cent of the cost of the apartment, plot, or building as the case may be, as an advance payment or an application fee, from a person without first entering into a written agreement for sale as prescribed with such person and register the said agreement for sale, under any law for the time being in force.
19	The promoter is obligated to take various approval/renewals whenever due on time, from the competent authorities. Any failure in this regard will invite stringent action as per the provision of the law against the promoter.
20	The promoter shall comply with the requirement of section 11(1) and submit the quarterly up-to-date status of the project for each quarter.
21	The promoter shall complete the construction of community sites within the completion period declared under section 4(2)(I)(C) of the Act, 2016 and any failure would attract stringent action and penal proceedings.
22	The authority reserves its right to initiate penal proceedings for violation of various provisions of the Real Estate (Regulation & Development) Act, 2016 and rules and regulations made thereunder.
Additional Conditions	
23	The promoter shall submit the Service Plan and Estimate approval within 3 months from the issuance of the registration certificate;
24	The promoter shall submit the road access permission within 2 months from the issuance of the registration certificate;
25	The promoter shall submit the Bank undertaking;
26	The promoter shall submit the Bank guarantee amounting to Rs. 25 lakhs for submission of approved service plans and estimates. This bank guarantee shall be forfeited in case the conditions are not fulfilled by the promoter within the stipulated time period mentioned in the conditions.
27	The master account (100%) 252560005000 shall be attached. No amount shall be withdrawn from this account till the submission of deficit documents in the authority. It is the responsibility of the concerned bank to freeze the master account till the conditions are not fulfilled by the promoter and the account will be defreeze as intimated by the authority.
28	In case of failure to submit the approved service plan and estimates within three months' time from the date of issuance of registration certificate and if any allottee who have booked any unit during this period and wishes to withdraw



from the project then the amount collected from the allottee will be refunded with interest at the prescribed rate within one month thereafter only.

29 The promoter shall comply with the requirement of section 4(2)(I)(D) and get his accounts audited within six months after the end of every financial year by a chartered accountant in practice, and shall produce a statement of accounts duly certified and signed by such chartered accountant and it shall be verified during the audit that the amounts collected for a particular project have been utilized for that project and the withdrawal has been in compliance with the proportion to the percentage of completion of the project. All such pending compliances after coming into force of the Real Estate (Regulation and Development) Act, 2016 shall be submitted in the authority within a period of three months.

30 The promoter is directed to clear the title of the project land from any litigations before the offer of possession and if due to the above litigation, any allottee gets the defective title of land and in case of any loss caused to him due to defective title of the land then the allottee would be entitled to get compensation as provided in section 18(2) of the Act.

DECISION OF THE AUTHORITY

APPROVED AS PROPOSED

Sh. Vijay Kumar Goyal
Member, HARERA, Gurugram

Dr. Krishana Kumar
Khandelwal
Chairman, HARERA, Gurugram