



**Hearing brief for registration of Project u/s 4**

S.No	Particulars	Details	
1.	Name of the project	M3M Escala	
2.	Name of the promoter	M/s M3M India Pvt Ltd.	
3.	Nature of the project	Group Housing	
4.	Location of the project	Sector 70A, Gurugram	
5.	Legal capacity to act as a promoter	BIP Holder - (Permission of joint development rights & marketing rights)	
6.	Name of the license holder	1. M/s Vibhor Home Developers Pvt. Ltd. 2. M/s Haamid Real Estate Pvt. Ltd. 3. M/s Dae real Estate Pvt. Ltd. 4. M/s Pegeen Builders Pvt. Ltd. 5. M/s Red Topaz Real Estate Pvt. Ltd. 6. M/s Philia Estate Developers Pvt. Ltd. 7. M/s Nililma Real Estate Pvt. Ltd. 8. M/s Finian Estates Developers Pvt. Ltd. 9. M/s Abheek Real estate Pvt. Ltd.	
7.	Name of the collaborator	M/s DLF Home Developers Limited	
8.	Name of the BIP Holder	M/s M3M India Pvt Ltd and others	
9.	Status of project	Ongoing (OC Obtained)	
10.	Whether registration applied for whole/ phase	Phase	
	Phase no.	Not Mentioned	
11.	Online application ID	RERA-GRG-907-2021	
12.	License no.	16 of 2009 dated 29.05.2009	Valid till 28.05.2024
13.	Total licensed area	27.471 Acres	Area to be Registered 3.26706 Acres
14.	Projected completion date	Not Mentioned	
15.	QPR Compliances (if applicable)	N/A	
16.	4(2)(I)(D) Compliances (if applicable)	N/A	
17.	4(2)(I)(C) Compliances (if applicable)	N/A	
18.	Status of change of bank account	N/A	
19.	Details of proceedings pending against the project	N/A	
20.	RC Conditions Compliances (if applicable)	N/A	
21.	Statutory approvals either applied for or obtained prior to registration		
	S.No	Particulars	Date of approval
	i)	License Approval	16 of 2009 dated 29.05.2009
			Validity up to 28.05.2024



	ii)	Zoning Approval Plan	19.04.2010	
	iii)	Building Approval plan	27.01.2017	26.01.2022 (Expired)
	iv)	Environmental Clearance	15.09.2020	03.09.2023
	v)	Airport clearance height	23.04.2010	
	vi)	Fire scheme approval	06.03.2018	
	vii)	Service plan and estimate approval	18.05.2017	
22.	<b>Fee Details</b>			
	<b>Registration Fee</b>		19713.415*1.75*10 = Rs 3,44,985/-	
	<b>Processing Fee</b>		19,173.415*10 = Rs 1,91,734/-	
	<b>Late Fee</b>		300% of registration fee = Rs 10,34,955	
	<b>Total Fee</b>		Rs 15,71,674/-	
23.	<b>DD amount</b>		1. Rs 3,07,500/- 2. Rs 2,01,700/- 3. Rs 10,62,474/-	
	<b>DD no. and date</b>		1. 500199 dated 16.08.2021. 2. 500200 dated 16.08.2021. 3. 007044 dated 20.03.2023.	
	<b>Name of the bank issuing</b>		ICICI Bank	
	<b>Deficient amount</b>		NIL	
24.	<b>File Status</b>		<b>Date</b>	
	Project received on		25.08.2021	
	1 <sup>st</sup> deficiency notice sent on		09.09.2021	
	1 <sup>st</sup> hearing on		21.09.2021	
	2 <sup>nd</sup> hearing on		05.10.2021	
	3 <sup>rd</sup> hearing on		19.10.2021	
	4 <sup>th</sup> hearing on		09.11.2021	
	5 <sup>th</sup> hearing on		13.12.2021	
	6 <sup>th</sup> hearing on		27.12.2021	
	7 <sup>th</sup> hearing on		17.01.2022	
	8 <sup>th</sup> hearing on		31.01.2022	
	9 <sup>th</sup> hearing on		15.03.2022	
	10 <sup>th</sup> hearing on		18.04.2022	
	11 <sup>th</sup> hearing on		09.05.2022	
	12 <sup>th</sup> hearing on		23.05.2022	
	13 <sup>th</sup> hearing on		27.09.2022	
	14 <sup>th</sup> hearing on		11.10.2022	
	15 <sup>th</sup> hearing on		26.10.2022 (adjourned)	
	16 <sup>th</sup> hearing on		27.10.2022	
	17 <sup>th</sup> hearing on		21.11.2022	
	18 <sup>th</sup> hearing on		26.12.2022	
	19 <sup>th</sup> hearing on		09.01.2023	
	20 <sup>th</sup> hearing on		16.01.2023	
	21 <sup>st</sup> hearing on		30.01.2023	

**Email :** hareragurugram@gmail.com, reragurugram@gmail.com, **Website :** www.harera.in  
An Authority constituted under section 20 the Real Estate (Regulation and Development) Act, 2016  
Act No. 16 of 2016 Passed by the Parliament

भू-संपदा (विनियमन और विकास) अधिनियम, 2016 की धारा 20 के अंतर्गत गठित प्राधिकरण  
भारत की संसद द्वारा पारित 2016 का अधिनियम संख्यांक 16



22 <sup>nd</sup> hearing on	13.02.2023
23 <sup>rd</sup> hearing on	13.03.2023
24 <sup>th</sup> hearing on	03.04.2023
25 <sup>th</sup> hearing on	05.06.2023
26 <sup>th</sup> hearing on	07.06.2023
27 <sup>th</sup> hearing on	26.06.2023
28 <sup>th</sup> hearing on	10.07.2023
29 <sup>th</sup> hearing on	24.07.2023
30 <sup>th</sup> hearing on	14.08.2023
31 <sup>st</sup> hearing on	28.08.2023.
32 <sup>nd</sup> hearing on	25.09.2023.

**25. Case History:**

The promoter i.e. M/s M3M India Pvt Ltd has applied (online and manual) on dated 25.08.2021 for registration of their group housing colony project namely "M3M Escala" in sector 108, Gurugram under section 4 of Real Estate (Regulation and Development), Act 2016.

This application pertains to registration of group housing residential colony which has been licensed vide license no. 16 of 2009 for area admeasuring 27.471 acres valid upto 28.05.2024 issued in favour of various license holders in collaboration with M/s DLF Home Developers Ltd.

DTCP, Haryana had issued in principle approval of change of developer from DLF Home Developers Pvt Ltd to Haamid Real Estates Pvt Ltd and grant joint development rights and marketing rights in favour of Capital Heights Pvt Ltd, Classic Infrasolutions Pvt Ltd, M3M India Pvt Ltd, Advance India Projects Pvt Ltd vide memo no. LC-139-II-JE(VA)/2020/13145 dated 27.07.2020.

The present application pertains to registration of 3.26706 acres applied by M/s M3M India Pvt Ltd in legal capacity of BIP holder for which occupation certificate was obtained on 02.08.2018 vide memo no. memo. No. ZP-545/SD(BS)/2018/23018 dated 02.08.2018 for towers M1, M2 and EWS.

On scrutiny of application, it was found that there were deficiencies in the application which have been mentioned in PE and CA scrutiny. Online corrections were found in Rep-I (Part A-H). Hence, the promoter may be issued 1st deficiency notice vide notice no. HARERA/GGM/RPIN/365 dated 09.09.2021 to remove the above deficiencies/ observations and given an opportunity of hearing on 21.09.2021.

**On 14.09.2021**, the promoter has submitted an application requesting the authority for the adjournment of hearing because the concerned staff who is well conversant with the project is bed ridden with illness. Therefore, the promoter request to grant time till 30.09.2021 for removal of deficiencies and defer the hearing schedule for 21.09.2021.

**On 21.09.2021**, it has come to the notice of the authority that the promoter has submitted an application on 14.09.2021 requesting the authority for the adjournment of hearing because the concerned staff who was well conversant with the project was bed ridden with illness. Therefore, the authority considers the request of the promoter to grant week time for removal of deficiencies and deferred the hearing schedule for 21.09.2021. The matter was fixed for 05.10.2021.

**On 05.10.2021**, the promoter had not submitted the reply of 1<sup>st</sup> deficiency notice.

A comprehensive report was yet to be come from DTCP, promoters and co-promoters. Nothing could be done in absence of patent material fact. The matter was fixed for 19.10.2021.

**On 19.10.2021**, a comprehensive report is yet to come from DTCP regarding promoters and co-promoters. Nothing could be done in absence of patent material fact. The matter was fixed for 09.11.2021.



**On 09.11.2021**, the promoter was directed to obtain final approval of BIP permission from the competent authority. Nothing could be done in absence of patent material fact. In meanwhile the promoter was advised to rectify the remaining deficiencies which were already conveyed. The matter was fixed for 13.12.2021.

**On 13.12.2021**, the promoter is directed to submit the deficit documents along with online DPI. The matter was fixed for 27.12.2021.

**On 27.12.2021**, matter was adjourned for 17.01.2022.

**On 17.01.2022**, matter was adjourned for 31.01.2022.

**On 31.01.2022**, the promoter is directed to submit the deficit documents along with corrected online DPI and REP-I (Part A-H). Matter was adjourned for 15.03.2022.

**On 15.03.2022**, the reply to the deficiencies notice submitted by the applicant promoter was scrutinized and still major deficiencies were noticed including non-obtaining of the BIP permission in favour of the applicant promoter and other statutory approvals requires to be submitted. The AR of the promoter clarified that the instant project applied for registration as ongoing project measuring 3.2 acres only out of 27.47 acres Group Housing Complex licensed in favour of M/s Haamid Real Estates Pvt. Ltd. in collaboration with DLF Homes Developers Ltd. However, the remaining developers are not paying the share of their fee and hence final grant of BIP permission is held up in DTCP. The AR was advised for taking up the matter with T&CP Department for early grant of BIP permission and rectification of all other deficiencies already conveyed before the application for registration to be further proceeded. The matter was fixed for 18.04.2022.

**On 18.04.2022**, none was present on behalf of the promoter. One last opportunity of 2 weeks' time is granted. The matter was fixed for 09.05.2022.

**On 09.05.2022**, No one is present on behalf of the promoter. Keeping in view the brief facts of the case, the promoter is directed to submit all the deficit documents and deficit fees along with final approval of BIP which is a mandatory requirement for grant of registration certificate. A notice be issued to the promoter for obtaining final BIP approval of the part of the project developed by them. Matter was fixed for 23.05.2022.

**On 23.05.2022**, No one appeared on behalf of the promoter. The promoter has not submitted the reply of the deficiencies which are conveyed to them nor submitted the final approval of BIP permission. The matter was sine die till the final approval of BIP permission is obtained from the competent authority.

**On 27.09.2022**, JS Sindhu (EE/M) Executive briefed about the facts of the project and following major deficiencies have pointed out i.e. (1). Deficit Fee- Rs 10,62,474/- (2). Final BIP approval. (3). Non-encumbrance certificate. (4). Fire scheme approval. (5). Builder buyer agreement as per prescribed format. (6). Allotment letter as per prescribed format. The matter was adjourned for 11.10.2022.

**On 11.10.2022**, The major deficiencies are Final BIP Permission, Non- Encumbrance, Fire Scheme approval. Deficit Fee- Rs 10,62,474/-. The authorized representative of the promoter is advised to deposit the deficient fee as mentioned against each within 7 days otherwise their matter will not be heard on the next date of hearing i.e., 26.10.2022. The promoter is further advised to rectify the deficiencies and submit the deficient document apart from the filing of information in REP-I A to H format and detailed project information. The matter was fixed for 26.10.2022.

It is also noticed that the building plan expired on 26.01.2022. However, OC has been obtained on 02.08.2018.

**On 26.10.2022**, the coram is not complete. The hearing was adjourned for 27.10.2022.



**On 27.10.2022**, The promoter was directed to rectify the deficiencies and submit the deficit fee if any. The matter was adjourned for 21.11.2022.

**On 21.11.2022**, Sh. Ashish Kush, Planning Executive briefed about the facts of the case. Sh. Manik Sharma (AR) and Sh. Abhijeet Singh (AR) are present on behalf of the promoter. The applied area of 3.26706 acres is a part of larger licensed area admeasuring 27.471 acres and granted in favour of M/s Haamid Real Estates Pvt. Ltd. & others wherein the applicant is neither a licensee nor a collaborator and hence the matter of grant of COD/BIP is under consideration of DTCP and the above application can be considered after its receipt. The AR states that the OC of the portion of area with the applicant was applied even before publication of the rules and stand obtained and hence requests for exemption of the late fee being charged. However, the Authority has already taken a view that the project is ongoing since no OC was obtained before above publication of above rules and hence the applicant was required to apply and seek the RC within three months of publication of above rules. Since the same was not adhered to and hence the applicant is advised to deposit the above deficit fee and other documents. AR seeks 4 weeks' time for its submission as the matter is before DTCP and the permission of COD/BIP is required to be obtained by the licensee company. The matter was fixed for 26.12.2022.

**On 26.12.2022** the AR of the promoter was directed to remove the deficiencies and the matter was adjourned to 09.01.2023.

**On 09.01.2023**, the matter was adjourned and fixed for 16.01.2023.

**On 16.01.2023**, the matter was adjourned and fixed for 30.01.2023.

**On 30.01.2023**, the matter was adjourned and fixed for 13.02.2023.

**On 13.02.2023**, Sh. Ashish Kush, Planning Executive and Ms. Asha, Chartered Accountant briefed about the facts of the case. Sh. Vineet Maheshwari (AR) is present on behalf of the promoter. The AR submits that COD permission has been received from DTCP and a copy is being filed in the registry of the Authority along with other deficit documents and seeks three weeks' time for doing the needful. The request is allowed. The matter to come up on 13.03.2023.

The promoter has submitted a reply on 09.03.2023 wherein the promoter has requested for grant of some more time i.e., till 28.03.2023 for submitting the information/documents which have been mentioned in the last hearing i.e., 13.02.2023.

**On 13.03.2023**, Sh. Ashish Kush, Planning Executive and Ms. Asha, Chartered Accountant briefed about the facts of the case. Ms. Pragya Sharan (AR) is present on behalf of the promoter. The representative of the applicant seeks a short adjournment of three weeks. The matter to come up on 03.04.2023.

The promoter submitted a reply on 24.03.2023 which was scrutinized and the remaining deficiencies were conveyed to the promoter.

**On 03.04.2023**, Sh. Ashish Kush, Planning Executive and Ms. Asha, Chartered Accountant briefed about the facts of the case. Sh. Vineet Maheshwari (AS) and Sh. Bharat Vigmal (AR) are present on behalf of the promoter. The deficiencies have already been conveyed to the promoter. The AR of the promoter stated that they are in process of obtaining the final BIP from DTCP and requested the Authority for the adjournment of two months. The Authority allowed the same. The matter to come up on 05.06.2023.

**On 05.06.2023**, Coram is not complete. The matter is placed before the authority and as per the directions of the authority the matter is adjourned to 07.06.2023.

The promoter submitted a reply on 23.05.2023 which was scrutinized and the remaining deficiencies were conveyed to the promoter.





**On 07.06.2023**, Sh. Ashish Kush, Planning Executive and Ms. Asha, Chartered Accountant briefed about the facts of the case. Sh. Manik Sharma (AR), Sh. Bharat Vigmal (AR) and Sh. Abhijeet Singh (AR) are present on behalf of the promoter are present on behalf of the promoter. The AR of the promoter requested the Authority for the exemption of some deficiencies as the OC has been obtained vide memo no. ZP-545/SD(BS)/2018/23018 dated 02.08.2018. The Authority directed the promoter to submit the detailed reply in this regard. The AR of the promoter request one week time to submit the documents as desired by the Authority. On the request of the AR of the promoter the matter is adjourned and now to come up on 26.06.2023.

The promoter submitted a reply on 21.06.2023 which was scrutinized and remaining deficiencies were conveyed to the promoter.

**On 26.06.2023**, Sh. Ashish Kush, Planning Executive and Ms. Asha, Chartered Accountant briefed about the facts of the case. Sh. Manik Sharma (AR) and Sh. Bharat Vigmal (AR) are present on behalf of the promoter. It has been brought to the notice of the Authority that there are 18 complaints pending against this project filed by one Sh. Arun Kumar Raina received from time to time. The complaints mainly refer to violation under section 3 of the Act, 2016 and some other issues pertaining to the above project. It was decided that the above complaints would be taken up with the registration proceedings. Copies of the complaints be handed over to the AR of the promoter applicant to submit a consolidated response within a period of 10 days. The matter to come up on 10.07.2023.

The promoter submitted a reply on 27.06.2023 which was scrutinized and the deficiencies were conveyed to the promoter.

**On 10.07.2023**, Sh. Ashish Kush, Planning Executive and Ms. Asha, Chartered Accountant briefed about the facts of the case. Sh. Abhijeet Singh (AR), Sh. Manik Sharma (AR) and Sh. Bharat Vigmal (AR) are present on behalf of the promoter. The copy of the complaints received from Sh. Arun Kumar Raina have already been handed over to the AR of the promoter during the last hearing. No reply has been submitted by the promoter till date. The AR of the promoter is directed to submit the reply. The matter to come up on 24.07.2023.

The promoter has submitted two reply on 19.07.2023 which are scrutinized and found that the promoter has submitted the reply of complaints filed by Sh. Arun Kumar Raina wherein it is stated that the Hon'ble Authority vide order dated 10.11.2020 in RERA-GRG-234-2020 directed the promoter to register the project. That in compliance of the said direction and without prejudice to its aforesaid stand, the promoter has already filed the application for registration of the project on 16.08.2021 and same is pending before the Authority. It is also submitted that the promoter had all requisite permissions, licenses, approvals and sanctions etc. at the time of procurement of occupation certificates of the project. The promoter has also applied for the registration of the project. All allegations of the complainant regarding the application for occupation certificate being fraudulently are all vehemently denied, and it is reiterated that the promoter has been compliant.

It is therefore requested by the promoter that the complaints filed by the complainant may kindly be dismissed in the interest of justice as the promoter has applied for the registration of the project and said application is pending before the Authority.

The promoter requested for the exemptions of documents which are stated below in the status of the documents.

**On 24.07.2023**, Sh. Ashish Kush, Planning Executive and Ms. Asha, Chartered Accountant briefed about the facts of the case. Sh. Abhijeet Singh (AR), Sh. Manik Sharma (AR) and Sh. Bharat Vigmal (AR) are present on behalf of the promoter. The AR of the promoter stated that they had applied for the OC before the commencement of RERA and their OC has never been rejected. Hon'ble Chairman is of the view that if OC has been applied before RERA and has not been rejected then the project is not an ongoing project. Hon'ble Members are of the view that we may seek information regarding sale of units after commencement of RERA if any, and to clarify as to whether the 3rd party rights have been created



prior to RERA only. In view of the above, the promoter is directed to submit the list of units alongwith complete details where if any, sale has been done after the commencement of RERA but prior to registration. Further, regarding the complaint, the Authority decided to call the complainant in the next hearing. The intimation be sent to the Complainant in this regard. The matter to come up on 14.08.2023.

**On 14.08.2023**, the coram is not complete. The matter is adjourned and to come up on 28.08.2023.

As per the directions of the Authority in proceedings dated 24.07.2023, an email has been sent to the complainant to appear before the Authority on 28.08.2023.

**On 28.08.2023**, Sh. Ashish Kush, Planning Executive and Ms. Asha, Chartered Accountant briefed about the facts of the case. Sh. Manik Sharma (AR), Sh. Abhijeet Singh (AR) and Ms. Anisha Mitra (AR) are present on behalf of the promoter. The complainant Sh. Arun Kumar Raina was heard in person, and he re-iterated his complaint with respect to grave and serious violation of section 3 of the RERA Act, 2016 and submission of wrong/invalid structural stability certificate before DTCP with respect to completion of the project. He further requested for imposition of penalty and registration of the project at the earliest. Further, the AR of the promoter requests for waive of deposit of documents pertaining to submission of assurance for water supply, sewage and road etc. and also the bank undertaking since the applicant promoter is only a BIP holder for 3.26706 acres and after obtaining OC in respect of all the units, possession has already been handed over. The main licensee M/s Haamid Real Estate Pvt. Ltd. is now responsible for obtaining CC in respect of the colony and no other obligation on the part of promoter applicant remains to be fulfilled. The AR is advised to submit copy of final approvals as the services are already functional. The request of the promoter for waiver of bank undertaking shall be examined and decided on the next date including imposition of penalty for violation of section 3 of the Act. The AR of the applicant promoter requests for four weeks' time for submission of the deficit documents. Request is allowed. The matter to come up on 25.09.2023.

The promoter has submit the reply on 23.08.2023 and 13.09.2023 which were scrutinized found that promoter has submitted the list of allottees out of them 47 units are post RERA and 105 units are Pre RERA and the status of documents is mentioned below:

It is also noted that the **Environment Clearance of the project has been expired on 03.09.2023.**

<p><b>20. Present compliance status as on 25.09.2023 of the deficiencies conveyed in the last hearing dated 28.08.2023.</b></p>	<ol style="list-style-type: none"> <li>1. Online corrections in REP-I (Part A-H) needs to be done. Status: Submitted but needs to be corrected.</li> <li>2. Corrections in detailed project information needs to be done. Status: Submitted but needs to be corrected.</li> <li>3. Entry of collaboration agreement in revenue record needs to be done. Status: Requested for exemption as OC for both towers has been granted by DTCP.</li> <li>4. Approvals for water supply, sewage disposal, storm water drainage and road from competent authority needs to be submitted. <b>Status: Submitted approval of water supply no. WC-1649225712865 dated 25.04.2022 and requested for exemption for other approvals as OC for both towers has been granted by DTCP.</b></li> <li>5. REP-II needs to be revised. Status: Requested for exemption as OC for both towers has been granted by DTCP.</li> <li>6. Copy of HUDA construction water NOC not submitted.</li> </ol>
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		<p>Status: Requested for exemption as the OC was received for the project on 02.08.2018. Hence no more construction water is required.</p> <p>7. All the three-bank account i.e., Master Account, Separate RERA Account, Free Account needs to be submitted. Status: Requested for exemption as OC for both towers has been granted by DTCP.</p> <p>8. Allotment letter, conveyance deed, payment plan and payment receipt, builder buyer agreement in the prescribed format need to be submitted. Status: Request for exemption as conveyance deed of all units has been done.</p> <p>9. Copy of draft application form needs to be revised. Status: Request for exemption as conveyance deed of all units has been done.</p> <p>10. Board resolution duly acknowledged by bank for operation of bank account mentioning all three account nos. needs to be submitted. Status: Requested for exemption as OC for both towers has been granted by DTCP. <b>Board resolution for existing account submitted.</b></p> <p>11. Affidavit by the promoter regarding arrangement with the financial institution to abide by the provision of RERA needs to be submitted. Status: Requested for exemption as OC for both towers has been granted by DTCP.</p> <p>12. Bank undertaking needs to be submitted. Status: Requested for exemption as OC for both towers has been granted by DTCP.</p>
21.	<b>Remarks</b>	<p>1. Online corrections in REP-I (Part A-H) needs to be done.</p> <p>2. Corrections in detailed project information needs to be done.</p> <p>3. Entry of collaboration agreement in revenue record, Approvals for sewage disposal, storm water drainage and road from competent authority, REP-II, Copy of HUDA construction water NOC, All the three-bank account i.e., Master Account, Separate RERA Account, Free Account, Allotment letter, conveyance deed, payment plan and payment receipt, builder buyer agreement in the prescribed format, Copy of draft application form, Board resolution duly acknowledged by bank for operation of bank account mentioning all three account nos., Affidavit by the promoter regarding arrangement with the financial institution to abide by the provision of RERA and Bank undertaking. However, the promoter requested for the exemptions of the above these documents as the OC has already been obtained vide no. ZP-545/SD(BS)/2018/23018 dated 02.08.2018 and units are already handed over to the allottees.</p>
<p>All the deficiencies have been rectified by the promoter except mentioned below:</p> <p>1. Online corrections in REP-I (Part A-H) needs to be done.</p> <p>2. Corrections in detailed project information needs to be done.</p> <p>3. Entry of collaboration agreement in revenue record, Approvals for sewage disposal, storm water drainage and road from competent authority, REP-II, Copy of HUDA construction water NOC, All the three-bank account i.e., Master Account, Separate RERA Account, Free Account, Allotment letter, conveyance deed, payment plan and payment receipt, builder buyer agreement in the prescribed format, Copy of draft</p>		



application form, Board resolution duly acknowledged by bank for operation of bank account mentioning all three account nos., Affidavit by the promoter regarding arrangement with the financial institution to abide by the provision of RERA and Bank undertaking.

However, the promoter requested for the exemptions of the above said documents. The OC of the project has been obtained vide no. ZP-545/SD(BS)/2018/23018 dated 02.08.2018 and units are already handed over to the allottees.

The Authority may kindly see regarding the request of promoter for the exemptions of the above said documents.

*Asha*  
Asha

**Chartered Accountant**

*Ashish*  
25/9/23

**Ashish Kush  
Planning Executive**

<b>Day and Date of hearing</b>	Monday and 25.09.2023
<b>Proceeding recorded by</b>	Ram Niwas

**PROCEEDINGS OF THE DAY (Through VC)**

Sh. Ashish Kush, Planning Executive and Ms. Asha, Chartered Accountant briefed about the facts of the case. Sh. Abhijeet Singh (AR), Sh. Manik Sharma (AR) and Sh. Bharat Vigmal (AR) are present on behalf of the promoter.

Sh. Arun Kumar Raina (Complainant) is present in person and requests for early grant of registration and levy the penalty for selling the units without registration of the project.

It is noted that OC for the for was already obtained on 02.08.2018 after completing the construction work and units also handed over to the allottees but grant of registration was held up for want of BIP permission which has now been granted by DTCP vide No. LC-1391-III/JE(DS)/2023/14921 dated 17.05.2023. Further regarding submission of assurances and other documents required at the time of registration, since the development works have been completed and sales have also been completed and hence submission of those documents is exempted and the Authority decides in-principle to grant registration subject to imposition of penalty under section 63 of the Act, 2016 for violation of the provisions of Section 3 of the Act of 2016. For the adjudicating quantum of penalty, a thirty days show cause notice be issued to the promoter. Registration shall be issued after realization of penalty amount as decided by the Authority on the next date of hearing.

*(Sanjeev Kumar Arora)*  
**(Sanjeev Kumar Arora)  
Member, HARERA**

*(Ashok Sangwan)*  
**(Ashok Sangwan)  
Member, HARERA**

*v.i - g*  
**(Vijay Kumar Goyal)  
Member, HARERA**

*(Arun Kumar Gupta)*  
**(Arun Kumar Gupta)  
Chairman, HARERA**



