

Before Sh. J. S. Khushdil, Adjudicating Officer,
Real Estate Regulatory Authority, Punjab, Plot No.3, Block-B,
First Floor, Madhya Marg, Sector 18A, Chandigarh-160018.

Complaint No. ADC No.1027/2018
Dated of Institution: 30.09.2018
Date of Order: 17.12.2018

Dalbir Gill, resident of House No.65, Sector -5, Chandigarh.

Complainant

Versus

Through Rajesh Gupta EMAAR MGF Land Ltd. Office No.40, Central
Plaza, Sahibzada Ajit Singh Nagar (Mohali) Punjab.

Respondent

Complaint under Section 31 read with Section 71 of the
Real Estate (Regulation and Development) Act 2016 in
form N.

Present:

Shri Varun Luthra representative for complainant

Shri Vishal Singal representative for the respondent

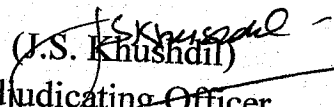
O R D E R

1. Dalbir Gill (hereinafter called as the complainant) has filed this complaint against EMAAR MGF Land Ltd., (here-in-after called as the respondent) alongwith documents alleging violation of Section 18 of the Real Estate (Regulation and Development) Act

2016 (herein-after called as the Act) seeking refund, interest etc. as per the provisions of the Act on account of non-delivery of possession of unit No.H1-F09-903, The Views Mohali Hills despite of the fact that the complainant has paid an amount of Rs.48,40,807/- towards its price as Rs.51,18,516/-. It is alleged by the complainant that the project in question has been registered with this Authority.

2. Upon notice, respondent appeared through its representative, who filed memo of appearance on behalf of respondent.
3. Heard. In view of the circulars dated 09.10.2018 and 21.11.2018 of the Authority, the Adjudicating Officer lacks the jurisdiction to grant relief of refund or interest. Therefore, in the larger interest of justice, the complaint is ordered to be returned to the complainant, who is at liberty to file a fresh complaint before the Authority as per the decision of learned Authority. Copy of this order be supplied to the parties under Rules.

Dated:17.12.2018


(J.S. Khushdil)
Adjudicating Officer,
Real Estate Regulatory Authority, Punjab.