

**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 1009/2018

Dated of Institution: 29.08.2018

Date of Order: 20.12.2018

Sapna Kant Shishir Kant, resident of Flat No.R-201, Sahibzad Ajit
Singh Nagar (Mohali), Punjab.

Complainant

Versus

M/s Amazing Rea Estate Pvt. Ltd c/o Sushma Initiative through MD
Pratik Mittal, SCO-02, Urban Plaza, Sushma Square, 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
Respondent ex-parte

O R D E R

1. Sapna Kant Shishir Kant (hereinafter called as the complainant)

has filed this complaint against M/s Amazing Real Estate Pvt.

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

JSK
20/12/2018

non-delivery of possession of property No.C-105, Joy Nest Mohali, R-7, Airport Ring Road, near Aero City Vill. Chatt, SAS Nagar, Mohali despite of the fact that the complainant has paid an amount of Rs.40,81,000/- towards the price of the property as Rs.45,79,400/-. It is alleged by the complainant that the project in question has been registered with this Authority.

2. Upon notice, none appeared on behalf of respondent and as such, was proceeded against ex-parte on 28.09.2018.
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 : 20.12.2018


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

20/12/2018