

**122-B IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CR-2460-2020

Date of decision-04.11.2020

Brij Kalra

...Petitioner

Vs.

Triveni Infrastructure Development Co.Ltd and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Himanshu Raj, Advocate for the petitioner.

MANOJ BAJAJ, J.

Petitioner has filed this revision petition under Article 227 Constitution of India and seeks directions to Real Estate Regulatory Authority, Haryana to decide the misc. application titled as “Brij Kalra Vs. Triveni Infrastructure Development Co.Ltd and another” filed for rectifying the errors in the order dated 13.08.2018.

Learned counsel for the petitioner contends that competent authority had dismissed his complaint vide order dated 13.08.2018 on the solitary ground that the Official Liquidator against respondent/company has already been appointed, however, the petitioner has already withdrawn his claim, which was filed before the Official Liquidator and filed an application for rectification of the order dated 13.08.2018. He submits that on 22.10.2019, an application was filed by petitioner under Section 151 CPC read with Section 39 of Real Estate (Regulation & Development) Act, 2016 (Annexure P-2) for rectification of the order dated 13.08.2018 and the same is still pending. He prays that the necessary directions be issued to the competent authority to decide the application in a specific time frame.

perused the case file.

This Court is cognizant of the prevailing unprecedented and unusual situation, as the country continues to be in the throes of global pandemic, namely, COVID-19 and the Courts/Tribunals/authorities etc are also functioning with restrictions. Therefore, this Court does not find any reason to issue the directions as prayed for.

However, it is expected that as and when the normal functioning of the Courts/authorities resumes, the competent authority shall expeditiously adjudicate the application filed under Section 151 CPC read with Section 39 of Real Estate (Regulation & Development) Act, 2016.

Disposed off.

(MANOJ BAJAJ)

JUDGE

04.11.2020

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No