

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Sr. No.126

CR-2833-2022

Date of Decision: 04.08.2022

VINOD KUMAR AND ANOTHER

...Petitioners

VERSUS

M/S SRS REAL INFRASTRUCTURE LTD AND OTHERS

...Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr. Chandan Singh, Advocate
for the petitioners.

ARCHANA PURI, J.

Present revision petition has been filed for issuance of appropriate directions to respondent No.2 i.e. Haryana Real Estate Regulatory Authority, Panchkula, to decide the execution petition bearing Complaint No. 546 of 2019 titled as Vinod Kumar v/s SRS Real Infrastructure Ltd and Complaint No. 113 of 2020 titled as Anil Kumar v/s SRS Real Infrastructure, for recovery of the decretal amount alongwith interest, within a fixed time framework.

It is submitted by learned counsel for the petitioners that the petitioners, Vinod Kumar and Anil Kumar had booked two separate flats with M/s SRS Real Infrastructure Limited in the year 2012 and as per the agreement reached between them, the possession was to be handed over within a period of four and a half years i.e. somewhere in the year 2017. 90% of the purchase amount had already been deposited with respondent No.1. However, possession, as such, was not given, relating to which, complaint was made before HRERA in the year 2018 and the same was decided in favour of the petitioners, thereby giving a direction for refund of the amount

paid in two instalments. Thereafter, execution petition was filed, which is pending before respondent no.2- Haryana Real Estate Regulatory Authority, Panchkula, but the same is moving at a snail's pace, as it was filed in the year 2019, but no effective order has been passed vis-a-vis the refund of the amount, as ordered by HRERA. Even, in the execution petition, M/s SRS Real Infrastructure Limited, has been proceeded against ex parte.

Taking into consideration the aforeaid fact situation, a direction is given to respondent no.2-Haryana Real Estate Regulatory Authority, Panchkula, to decide the Execution petition, relating to Complaint No. 546 of 2019, titled as 'Vinod Kumar vs. SRS Real Infrastructure Ltd.' and Complaint no.113/2020, titled as 'Anil Kumar vs. SRS Real Infrastructure Ltd.' within a period of four months from the date of communication of this order.

Accordingly, the present revision petition stands disposed of.

04.08.2022

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**(ARCHANA PURI)
JUDGE**

Whether speaking/reasoned	Yes
Whether reportable	Yes/No