

REAL ESTATE REGULATORY AUTHORITY, BIHAR

Before the Bench of

Hon'ble Member Mr. S. D. Jha, RERA, Bihar,

RERA/CC/69/2024

Roop Nidhi & Ors..... Complainants

Vs.

M/s Anuanand Construction Pvt. Ltd.....Respondent

**For the Complainants: Mr. Abhay Kumar Upadhyaya,
Advocate**

For the Respondent: None

Project: CAPITAL CENTRE

PROCEEDING

14.05.2024 This case has come on transfer from the Conciliation Forum, RERA, Bihar.

Hearing taken up. Mr. Abhay Kumar Upadhyaya, Advocate, appears for the complainant. The respondent is absent.

Learned counsel for the complainants submits that the complainants booked Flat no.505 on 5th floor in Tower T-2 of carpet area 800 sq.ft. with car parking in the project "Capital Tower" on consideration amount of Rs.39,87,500/- out of which they paid Rs.6,52,500/- vide cheques dated 4.10.2018, 28.10.2018,22.12.2018,10.1.2019, 20.1.2019 & 17.2.2020 respectively. The project was to be completed and flat was to be handed over by 6.5.2023 but till date work of the project has not yet been started. He also submits that the complainants have sent legal notice dated 11.1.2024 to the respondent - promoter but he has not responded so far. He further submits that there is no likelihood of getting possession of flat in near future as the project has not been launched so far and, therefore, the complainants want to amend in prayer of the complaint. Accordingly, he requests for filing written submission to amend the prayer for possession of flat in the complaint to refund of money, which is allowed. He is directed to file the same within two weeks with a copy to the respondent.

Issue notice to the respondent to file counter reply within two weeks with a copy to the complainant who will file rejoinder, if any, before the next date of hearing and appear on the next date of hearing.

Put up for hearing on 6.6.2024.

Sd/-
S.D. Jha
Member