

REAL ESTATE REGULATORY AUTHORITY, BIHAR
Before the Bench of Mr. Ved Prakash,
Special Presiding Officer

RERA/CC/360/2019

Md. Kashif Ynus

....Complainant(s)

Vs

M/s Ezzion Construction Pvt. Ltd.

....Respondent

PROJECT- Ramagya Residency

For the complainant:

None

For the respondent :

Mr. Shiv Shankar Dubey (Adv.)

11.05.2026

ORDER

The complainant is absent, but Shri Shiv Shankar Dubey, learned counsel on behalf of respondent promoter is present.

2. Learned counsel files Vakalatnama on behalf of respondent promoter, Shri Kumod Kumar and also files a petition for withdrawal of rectification petition dated 13.02.2026 filed on behalf of respondent promoter, Shri Kumod Kumar.

3. Learned counsel submits that due to unavoidable circumstances, the respondent promoter is not in a position to press withdrawal petition filed for recall/modification/rectification of the order dated 11.03.2022 passed in complaint case no. RERA/CC/360/2019.

4. The complainant is absent, hence, there is none to oppose the petition.

5. Considering submissions as well as going through the record, it appears that Hon'ble Member, Mrs. N. Banerjee on 11.03.2022 has passed the order in RERA/CC/360/2019 and directed the respondent company to refund the principal amount along with interest @ MCLR of State Bank of India, as applicable for three years plus 2% from the date of deposit to the date of refund, within 60 days of issue of the order to the complainant and further directed to register the project with the Authority within 15 days of the issue of the order and if the respondent company fails to register its project, then in that case, the registration wing is directed to initiate SM case against the respondent under section 3 of the RERA Act, 2016.

6. It is not placed on record as to whether the respondent has complied the above order of the Hon'ble Member, but now after filing the instant petition dated 13.02.2026, the respondent promoter, Shri Kumod Kumar is willing to withdraw the rectification petition.

7. In such facts and circumstances of the case, the rectification petition dated 13.02.2026 is allowed to be withdrawn with direction to the respondent promoter to comply at the earliest the above order passed by the Hon'ble Member, If the same is not complied as yet.

Sd/-
(Ved Prakash)
Special Presiding Officer