

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

**Exe. Case No./451/2024**  
**RERA/CC/1458/2020**  
**RERA/AO/454/2020**

Reeta Kumari ...Executants(s)  
Vs.  
M/s Agrani Homes Real Marketing Pvt. Ltd. ...Respondent (s)

**PROJECT-** Agrani Sangeeta Kunj

For the Executant : Mrs. Priyanka Kumari (Adv.)  
For the respondent : Mr. Alok Kumar (Director)

**03.04.2025**

**ORDER**

On order of the Authority, notices were issued to both the parties for appearance in the present execution case and with direction to the respondent to comply with the order dated **28.08.2023** passed by Shri S.D. Jha, Hon'ble Member of the Authority in **RERA/CC/1458/2020/RERA/AO/454/2020** and to refund the Principal amount of **Rs.3,50,000/-** along with interest to the executant / complainant, whereon Mrs. Priyanka Kumari, learned counsel on behalf of executant appears through video conferencing, but Shri Alok Kumar, Director of respondent company is produced by jail authorities of Phulwarisharif jail through video conferencing. In spite of sufficient opportunity, the respondent company did not comply the order of the Hon'ble Member. On query, the Director expressed his inability to comply the above order of the Authority.

2. The bench notes that neither the respondents have complied the order dated **28.08.2023** passed in the above case by Hon'ble Member of the Authority nor are they willing to do so. In such view of the matter, the executant cannot be left to suffer for an indefinite period as the court has to do justice equally to both the parties.

3. Since the executant has requested for refund with interest, the Bench notes that it is the responsibility of the Directors of the respondent company to arrange the necessary resources to process the refund to the executant.

4. Therefore, in the light of section 40 (1) of RERA Act, read with Rule 25 of Bihar RERA Rules, 2017, the above amount along with the accrued

interest has to be recovered from the respondent and the same has to be paid to the executant. Accordingly, the recovery certificate with a copy to the executant under section 4/5 of Bihar and Orissa Public Demands Recovery Act, 1914 be issued and sent to the Collector, Patna for recovery of the principal amount of **Rs. 3,50,000/-** along with interest on the total principal amount as per the order dated **28.08.2023** passed by Hon'ble Member of the Authority in the above case. The Collector, Patna is requested to inform the Authority about the continuous process of action taken from time to time and finally after the refund is made to the Executant.

Sd/-  
**( Ved Prakash )**  
Special Presiding Officer  
03.04.2025