

REAL ESTATE REGULATORY AUTHORITY, BIHAR
Before the Bench of Mr. Naveen Verma, Chairman

RERA/CC/04/2018

Anil Kumar Pandey

.....Complainant

Vs

M/s Ranjit Kumar Mishra, M.D.
M/s Pahi Construction Pvt. Ltd.

.....Respondent

10.08.2022

Order

Hearing Taken Up.

Learned counsel for the respondent, Sri Sandeep Jha mentions about the review petition filed in respect of the order dated 04/07/2019 passed in RERA/CC/04/2018.

This matter has been considered by the Authority. The Real Estate (Regulation and Amendment) Act, 2016 provides for only rectification of the orders in case there are apparent errors on the face of record as mentioned in section 39 of the RERA, Act. The power of review of the orders passed by the Authority has not been conferred upon it by the Statute. However, in the Regulation of the Authority in 2021 there is mention of review of the order.

The Authority has observed that the Regulations cannot exceed the powers given to it by law and therefore, the Regulation is being accordingly amended. Hence, all the orders of review may be disposed of with this note and the petitioner of review petition may be informed accordingly.

In so far as the matters pertaining to rectification of the order passed by the Authority under section 39 of the RERA, Act are concerned, the learned counsel may raise these matters separately termed as rectification petition. It may be noted that there will be no substantive change in the order except rectification of errors on the face of the record.

Sd/-
Naveen Verma
Chairman