

REAL ESTATE REGULATORY AUTHORITY, BIHAR

Before the Bench of

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

RERA/CC/107/2022

Sunil Kumar Singh Complainant

Vs.

M/s SaritaSharda Construction Pvt. Ltd. Respondent

For the complainant: Mr. Sharad Shekhar, Advocate

For the Respondent: None

Project:- GIRIJA RESIDENCY

PROCEEDING

10.09.2024 Hearing taken up. Mr. Sharad Shekhar, Advocate, appears for the complainant. The respondent is absent.

The Authority notes that vide interim order dated 04.12.2023 (inadvertently typed as 4.12.2022 as the last proceeding to the interim order refers the date 06.10.2023) the complainant was directed to file submission on oath whether he had requested for refund of his deposit and the respondent was directed to file submission on oath whether the apartment in question was in the share of the landowner. He was also directed to explain as to how the agreement to sale was executed with the complainant if indeed the flat in question was not in his share. Going through the record, it appears that they have not filed the submissions on oath so far. The Authority also notes that in the complaint the complainant has requested for possession of the flat.

Learned counsel for the complainant submits that the complainant had paid Rs.10,00,000/- against Flat no.302 in Block – C along with car parking but later on he was refunded Rs.6.50,000/-. Now, the complainant wants refund of his balance amount of Rs.3,50,000/-.

Learned counsel for the complainant is directed to file submission by way of amendment to the prayer made in the complaint on affidavit, which would also clarify all issues, as directed in the interim order dated 04.12.2023, within three weeks with a copy to the respondent - promoter, who will file reply along with submission, as directed in the interim order dated 04.12.2023, within two weeks thereafter.

Put up for hearing on 25.10.2024.

Sd/-
S.D. Jha,
Member