

REAL ESTATE REGULATORY AUTHORITY, BIHAR

Before the Double Bench of Hon'ble Chairman, Mr. Vivek Kumar
Singh & Hon'ble Member Mr. S.D. Jha, RERA Bihar,

RERA/Exe./171/2021

RERA/CC/623/2019

RERA/AO/164/2019

Mamta Kumari Complainant

Vs.

Shashikant- Jascon Enterbuild Ltd. Respondent

For the complainant: In person

For the Respondent: Mr. Puneet Kumar, Advocate,

Project:- NARESH CHANDRA JASCON GALAXY

PROCEEDING

18.09.2024 Hearing taken up. The complainant appears in person. Mr. Puneet Kumar, Advocate, appears for the respondent.

The respondent's counsel has filed a petition today in the Bench and a copy of which is directed to be served upon the complainant today by mail to enable him to file reply.

The complainant submits that till date the respondent has paid Rs.35,85,000/-, to which the respondent's counsel submits that the respondent has already paid Rs.36,84,999/- and to that effect he has enclosed the payment chart with the petition, which has been filed today.

Learned counsel for the respondent submits that the issued involved in this case has already been compromised before the Civil Court in complaint Case no.2367©/2019, in which the respondent has been directed to pay total amount of Rs.42,00,000/- on or before 14.07.2023. Out of Rs.42,00,000/- the respondent has already paid Rs.36,84,999/- and the remaining amount would be paid shortly.

The complainant requests for time to file reply to the petition filed today, which is allowed. He is directed to file the same within two weeks with a copy to the respondent's counsel.

Learned counsel for the respondent requests for withdrawal of the arrest warrant issued vide proceeding dated 14.08.2024 because the respondent has already paid the principal amount of the complainant.

Considering the fact that the respondent has paid the principal amount to the complainant, the Authority considers it appropriate to recall the direction given in the proceeding dated 14.08.2024 for issuing arrest warrant against the respondent and, accordingly, the arrest warrant against the respondent – promoter is recalled.

Put up for hearing on 7.10.2024.

Sd/-
S.D. Jha
Member

Sd/-
Vivek Kumar Singh
Chairman