REAL ESTATE REGULATORY AUTHORITY, BIHAR

Before the Bench of

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

RERA/CC/320/2021

Mr. Bimal Kumar Sinha…… Complainant

Vs.

M/s Aradhana Homes Pvt. Ltd. …. Respondent

For the complainant: Sri Rakesh Roshan Singh, Advocate

For the Respondent: None

Project: ARADHNA ENCLAVE APARTMENT

PROCEEDING

20.04.2023 Hearing taken up. Sri Rakesh Roshan Singh, Advocate, appears for the complainant. The respondent is absent.

Learned counsel for the complainant submits that the complainant booked Flat no.307 in the project in the year, 2017 and paid Rs.2,26,000/- by the year 2018 out of consideration amount of Rs,25,30,000/-. He further submits that he has learnt that there is a title suit pending against the respondent – building over the land by the land owner. He also submits that the complainant apprehends that the building is not going to be completed in near future and the complainant instead of requesting for possession now wants for refund of the money with interest. On query, he submits that cancellation letter has not been sent.

Learned counsel for the complainant is directed to send cancellation letter to the respondent with a copy thereof to the office of the Authority within a week.

Issue notice to the respondent to appear on the next date as a last chance. In case of non-appearance, the case would be disposed of on merit on the next date on the basis of material available on the record.

Put up for hearing/order on 16.5.2023

sd/-

S.D.Jha

Member