REAL ESTATE REGULATORY AUTHORITY, BIHAR

Before the Bench of

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

RERA/CC/534/2022

Deep Kumar …… Complainant

Vs.

M/s Ashirwad Engicon Pvt. Ltd. …….. Respondent

For the complainant: Mr. I. Hussain, Advocate

For the Respondent: None

Project: – I.O.B. GALAXY

PROCEEDING

16.08.2023 Hearing taken up. The complainant appears through virtual mode. Mr. I Hussain, Advocate, appears for the respondent.

The complainant submits that he wants possession of the flat against which he made payment of total consideration money of Rs.6,61,000/- to the respondent in the year, 2015. The flat was to be handed over within five years. He further submits that the respondent had purchased lands and made thereon construction of flats by utilizing his money and thereafter sold all those flats to other persons on higher rate. He also submits that if the respondent is unable to hand over possession of the flat then they should refund the money in the current market value of the flat.

Learned counsel for the respondent submits that the respondent is ready to return the principal amount along with statutory interest to the complainant as the respondent is not in a position to hand over the flat.

The complainant is directed to file written submission on affidavit mentioning therein the submissions made above within a week with a copy to the respondent's counsel and the respondent's counsel would file reply, if any, within a week thereafter.

Put up for hearing on 04.09.2023.

sd/-

S.D. Jha,

Member