REAL ESTATE REGULATORY AUTHORITY, BIHAR

Before the Bench of

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

RERA/CC/184/2023

Mr. Manju Kumari OR Manju Rai …… Complainant

Vs.

M/s A & A Engicon Pvt. Ltd. …….. Respondent

For the complainant: In person

For the Respondent: Mr. Syed Shahid Imam, Advocate

Project: – SAFFRON GARDEN 'A'

PROCEEDING

31.10.2023 Hearing taken up. The complainant appears after the proceeding of the case was over and order was reserved. The Authority drawing her attention to the earlier proceeding dated 17.8.2023 asks as to why on that day also she came after the proceeding was over, to which she expresses regret and tenders apology, which is accepted. Mr. Syed Shahid Imam, Advocate, appears for the respondent.

Learned counsel for the respondent submits that two payments dated 10.2.2016 & 12.2.2016 shown by the complainant in the complaint are not correct as those payments were not received by the respondent-company. He further submits that out of the consideration amount, the complainant had paid Rs.15,00,000/- but when the complainant defaulted in making further payments as per schedule mentioned in the Agreement, the allotment was cancelled and a cancellation letter was also issued to her and thereafter Rs.5,00,000/- was returned to the complainant. Now, only Rs.10,00,000/- remains to be refunded to the complainant.

The complainant requests for three weeks' time to file a detailed supplementary affidavit, which is allowed. She is directed to file the same within three weeks with a copy to the

respondent's counsel, who will file counter reply within two weeks thereafter. She is further directed to ensure that the supplementary affidavit is filed on time enclosing relevant documentary evidences. In case of non-compliance, an order will be passed on merit on the basis of material available on the record. It is also made clear that no further adjournment would be given in this case.

Put up for hearing/order on 12.12.2023.

Sd/-
S.D. Jha,
Member