

REAL ESTATE REGULATORY AUTHORITY (RERA), BIHAR
Before the Single Bench of Mrs. Nupur Banerjee,

Case No: RERA/CC/1155/2021

Abhay Kumar

...Complainant

Vs.

M/s Agrani Homes Pvt. Ltd.

...Respondent

Project: Agrani Royal City, Siwala

For Complainant: Mr. Pankaj Kr. Singh, Advocate

For Respondent: Mr. Satwik Singh, L.R.

21.09.2022

INTERIM ORDER

This matter was last heard on 23.08.2022

In this matter filed under section 31 of the Real Estate (Regulation and Development) Act, 2016, the allottee states that his mother had booked two flat through two different agreement and paid Rs.12,37,080/-. It has been further submitted that after the lapse of several years, no development has been seen at the project sites, therefore, complainant requested respondent for refund but the amount has not been refunded, hence, this complaint has been filed praying for refund with interest.

Perused the records. No reply has been filed by the respondent. However their representative has been present on the last date of hearing and have not refuted the claim of complainant.

Perused the documents placed by complainant, it appears that in complaint, complainant had prayed for the refund of Rs.12,37,80/-, while in cancellation letters placed on record, he requested for refund of Rs.2,50,000/- each from respondent and in last hearing, complainant prayed for refund of Rs.6,18,540/-. The Bench observes that as submitted by complainant in complaint petition that Agreement was executed by her mother but no death certificate or family tree or succession certificate or any authorization letter by other legal heirs has been brought on record by complainant to show that he has been authorized to file complaint on the behalf of other legal heirs/successors.

In the light of above observations, the Bench directs complainant to address the Bench on the above pointed issues with supporting documents. Let the matter be kept for hearing again on 14-10-2022.

Inform both the parties accordingly.

**Sd/-
Nupur Banerjee
(Member)**