

REAL ESTATE REGULATORY AUTHORITY, BIHAR

Before the Bench of Mrs. Nupur Banerjee, Member

Complaint Case Nos. CC/996/2020

Chhabi Ghosh.....Complainant

Vs

M/s Indralok Construction.....Respondent

Project: Indralok Apartment

Present: For Complainants: Mr. Umesh Singh, Advocate

Mr. RM Pandey, Advocate

For Respondent: Mr. Mohit Agrawal, Advocate

05/08/2022

ORDER

In this case, detail order has already been passed on 08.04.2022 wherein a direction was given to the registration section to examine each and every aspect of allegations levelled in the present complaint case.

Perused the records of the registration section. From perusal of the records, it appears that the promoter has valid legal title of the project in question. Further in the report, it has been mentioned which reads as follows:-

Promoter applied for this project registration on 04.05.2019 and Title suit 237/2019 [Ramashakar Prasad and Others (Landowner) Vs. Chhabi Ghosh and Anr. (Complainant in present case)] filed on 19.06.2019 before the Ld. Sub Judge VIII, Patna.

“It is clear that the promoter doesn’t hide any title suit pending before any court of law at the time of filing registration because case initiated after filing for registration of project .”

Title Suit No: 237/2019 which was filed by the landowner against the complainant before the Sub Judge VIII, Patna under order 39, Rule -1 and 2 read with sec- 151 C.P.C in which petitioner (Landowner) has prayed for declaration of the absolute land owner and further sought relief for order of temporary injunction, the defendants (complainant) be

restrained from alienating or encumbering the suit properties by any means till final disposal of the suit.

Thus, in view of the aforesaid facts and from perusal of the said report, the present complaint case stands dismissed.

Sd/-

**Nupur Banerjee
Member**