

REAL ESTATE REGULATORY AUTHORITY (RERA), BIHAR

Before the Bench of Mrs. Nupur Banerjee, Member

Case Nos. RERA/CC/1018/2021

Rohini Kumari

...Complainant

Vs.

M/s Agrani Homes Real Marketing Pvt. Ltd. & Ors. ...Respondent

Project: - Agrani BOB City

For Complainant: Mr. Asit Kumar Jha, Advocate

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

ORDER

07.11.2022

The matter was last heard on 25.08.2022 and was fixed for orders on 13.10.2022. However, due to pre-occupation of the Bench in other matter, order could not be pronounced on the date fixed.

The case of the complainant is that she booked a Flat, bearing flat no. 503, in the project Agrani BOB city in 2015 and has paid Rs.4,00,001/-. The complainant has further stated till date neither the project has been started by the respondent nor paid money has been refunded by them, despite several persuasions made to respondent for refund, hence, she filed present complaint case seeking refund of the paid consideration amount with interest.

The complainant has placed on record account statement showing Rs.4,00,001/- paid to respondent in lieu of above stated booked flat. Further the complainant has also placed on record a copy of cancellation letter intimated to respondent regarding cancellation of his booked flat.

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.

On the last date of hearing, learned counsel for the complainant reiterated his prayer for refund of the amount paid.

The representative of the respondent company has submitted during last hearing that order for refund may be passed.

The Bench observes that the application of registration of Project “BOB City” has been rejected by the Authority by order dated 06.09.2021.

After considering the documents filed and submissions made by both the parties, the Bench hereby directs the respondent and their Directors to refund the paid consideration of Rs.4,00,001/- to the complainant along with interest at the rate of marginal cost of fund based lending rates (MCLR) of State Bank of India as applicable for three years plus three percent from the date of taking the booking to the date of refund within sixty days of issue of this order.

With these directions and observations, the matter is disposed of.

Sd/-
Nupur Banerjee
(Member)