

REAL ESTATE REGULATORY AUTHORITY (RERA), BIHAR

BEFORE THE BENCH OF EXPERT, LRM, MR. ANIL KUMAR

Exe. Case No. 216/2022; RERA/CC/473/2021

Aruna Kumari : **Executant**
v/s

M/s Bhootesh Construction Pvt. Ltd. : **Respondent**

PROJECT: - Bhoomi Complex

Present:

Executant : **Mr. Deepak Kumar, Advocate**
Respondent : **None**

PROCEEDING

24-11-2022

Hearing taken up. Mr. Deepak Kumar, learned counsel for executant is present and the respondent is absent.

Mr. Deepak Kumar, learned counsel for executant reiterates the order passed in complaint case for refund with interest and non compliance of the same by respondent till date. He further submits that respondent is not appearing in analogues cases of same project also and prays to send requisition to District Magistrate under section 40(1) of the RERA Act, 2016, read with Rule 26 of the Bihar RERA Rules, 2017.

The Bench notes the submission of learned counsel for complainant and observes despite notice was issued, the respondent failed to appear before the Bench and has not complied the direction of the Authority till date. Hence, considering the prayer of learned counsel for complainant to proceed under section 40(1) of the RERA Act, 2016, read with Rule 25 of the Bihar RERA Rules, 2017, the Bench directs to send a requisition to the District Magistrate, Patna for recovery of the amount due along with interest as per the order passed in complaint case under section 4 & 5 of Bihar

and Orissa Public Demand Recovery Act, 1914, under section 40(1) of RERA Act, read with Rule 25 of the Bihar RERA Rules.

With these aforesaid observations and direction, this execution petition is disposed of.

**Sd/-
(Anil Kumar)
Expert, LRM
RERA, Bihar**