

REAL ESTATE REGULATORY AUTHORITY (RERA), BIHAR
2nd Floor, BSNL Building, Patel Nagar, Patna-800023.

Case Nos.CC/28/ 2018
Execution case no.01/2019

Madhu.....Complainant

Vs.

M/s Agrani Homes Pvt. Ltd.....Respondent

**HEARING THROUGH VIDEO CONFERENCING/ PHYSICAL
APPEARANCE**

ORDER

26.10.2021: Both the parties are present. They have submitted their calculation sheet with the rate of interest. On behalf of the complainant it was stated that he has not been able to receive the payment of Rs.4.40 Lakhs from RERA as was recorded on the last date of hearing. He submitted that Rs.11.70 Lakhs would still remain outstanding.

The respondent has submitted that the order of the Tribunal was to make payment at 12% simple interest and Rs.2 Lakhs as compensation and is willing to make the same.

The concerned officials in RERA are directed to ensure that the payment is released today to the complainant who is supposed to be made part payment.

Perused the records. The last order of the Authority was modified by the order of the learned Appellate Tribunal.

The Bench observes that the provision for enforcement of orders under Section 40(1) and 40(2) of the Real Estate (Regulation and Development) Act, 2016 are equally applicable to the Adjudicating Officer, Authority and the Appellate Tribunal. In the present matter since the final order was passed by the learned Tribunal modifying the order of the Authority, the appropriate forum for enforcing the implementation of its order is the Appellate Tribunal.

With these observations the matter is disposed of.

Sd/-
(Naveen Verma)
Chairman