

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

Case Nos.CC/59/ 2018
Execution case no.05/2019

Manoranjan Prasad.....Complainant
Vs.
M/s Agrani Homes Pvt. Ltd.....Respondent

**HEARING THROUGH VIDEO CONFERENCING/
PHYSICAL APPEARANCE**

ORDER

26.10.2021: Both parties are present. The complainant stated that even after making payment of Rs.3.5 Lakhs the amount of Rs.5,50,351/- is still due. The respondent submitted that in the order of the Id. Tribunal it is mentioned that the total interest due on that day was Rs.3,69,845/-.

The complainant is claiming interest on the basis that the MCLR is 14.05% whereas the respondent is agreeing to make payment at MCLR 7.3%. Both the parties were advised to share the calculation sheet.

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.