

REAL ESTATE REGULATORY AUTHORITY, BIHAR

Before the Single Bench of Mrs. Nupur Banerjee

Exe. Case No.181/2021; RERA/CC/1317/2020

Tarique JamilComplainant

Vs

M/s GrihVatika Homes Pvt. Ltd.Respondent

Project: Kamal Complex Saguna More

Present: For Executant: None

For Respondent : Mr. Mohit Raj, Advocate

25/11/2022

PROCEEDING

Hearing taken up. The complainant is absent. The respondent is present.

Learned counsel for the respondent submits that the original order was passed on 26.04.2021 against which we are going to file an appeal before the learned Tribunal. He prays for one month's time to file an appeal before the Tribunal.

The Bench observes that order to pay interest has been passed on 10-08-2021 and several opportunities has been given to respondent to comply the direction of the Authority but respondent has failed to comply the same and now at this stage when the year has been passed, respondent is submitting to file an appeal is nothing but a tactic to linger the matter as respondent itself in various hearing has submitted that last opportunity should be given so that they will pay the interest amount but it appears from hearings that even giving various opportunities to respondent, till date, respondent has not taken any affirmative steps to pay the interest accrued as per the order dated 10-08-2021. Hence, considering the prayer of learned counsel for executant 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 interest accrued as per the calculation sheet submitted under the provision 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 this observation and direction, this execution petition is disposed of.

Sd/-

Nupur Banerjee
Member