

REAL ESTATE REGULATORY AUTHORITY (RERA), BIHAR

**BEFORE THE BENCH OF EXPERT LRM, MR. ANIL KUMAR
Exe. Case No. 270/2022; RERA/CC/517/2021**

Bipul Kumar : Executant

v/s

M/s Agrani Homes Real Marketing Pvt. Ltd. : Respondent

PROJECT:- Yamuna Enclave

Present:

For Executant : Mr. Ishtiaque Hussain, Advocate

For respondent : None

PROCEEDING

20-10-2022

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

Learned counsel for the executant submits that the respondent failed to comply the order. He submits that the respondent has to refund Rs. 8,37,435/- with MCLR interest. He further 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 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 these aforesaid observations and direction, this execution petition is disposed of.

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

