BEFORE THE
MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY
MUMBAI

COMPLAINT NO. CC006000000110702

Abhishek Rajendra Vispute ..Complainant

Versus

KARRM Infrastructure Pvt. Ltd. ..Respondent

MahaRERA Regn. No. P51700008284

Coram:
Hon'ble Shri Madhav Kulkarni.
Adjudicating Officer, MahaRERA.

Appearance**:**
Complainant: In person
Respondents :Absent

O R D E R BLEOW REVIEW APPLICATION FILED BY COMPLAINANT ON 20.02.2021 (Dated 16.03.2021)

1. Final order in this matter was passed on 09.01.2021 and respondent / promoter was directed to pay Rs.31,62,418/- to the complainant / allottee with interest. Now the complainant has alleged that the order may be reviewed because complainant had sought loan from DHFL under 25:75 scheme as per MOU dated 17.04.2015 which was revoked in view of change in the booking. The complainant had prayed for refund of Rs.35,20,053/- and rent from 01.06.2015 and direction to respondent to foreclose home loan and impose penalty on respondent.

2. In the first instance there are powers conferred to rectify clerical and arithmetical mistakes u/s 39 of RERA on the Adjudicating officer by resolution of the authority. But no powers to review have been conferred on the AO. Respondent in this complaint, is Karrm Infrastructure Pvt. Ltd. and DHFL was not joined as a respondent by the complainant. AO has powers only to determine compensation u/s 12, 14, 18 and 19. The price of the flat, agreed, was Rs.37,08,336/-. Respondent has already been directed to refund the entire amount received from complainant including the loan amount. Therefore, there is no question of giving any direction to the financer who is not a party in this complaint. Parties will be bound by the terms of their agreement. Consequently, there is no merit in this application. I therefore, pass following order:

O R D E R

1. Review application stands rejected.
2. No order as to costs.

Madhav Vitthal Kulkarni
Digitally signed by Madhav Vitthal Kulkarni
Date: 2021.03.17 16:38:55 +05'30'

(Madhav Kulkarni)
Adjudicating Officer
MahaRERA

Mumbai
Date : 16.03.2021