

**BEFORE THE MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY,
MUMBAI**

Complaint No. CC006000000161248

Mr. Nitin Tripathi

Mr. Sachin Tripathi

.... Complainant

Versus

M/s. Mateshwari Realtors Pvt. Ltd.

Mr. Paresh Babulal Patel

.... Respondent

Project Registration No. P51700010188

Coram: Hon'ble Dr. Vijay Satbir Singh, Member – 1/MahaRERA

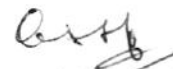
Adv. A N Upadhyay appeared for the complainant.

CA Kirit Gada appeared for the respondent.

INTERIM ORDER

(22nd November 2019)

1. The complainants have filed this complaint seeking directions from MahaRERA, to the respondents to hand over the possession of the flat to the complainants and to pay the amount paid by them along with interest under Section-18 of the Real Estate (Regulation and Development) Act, 2016 (hereinafter referred to as "RERA") with respect of booking of their flat bearing no. 405 on the 4th floor in the respondent's project known as "**Mateshwari Altura**", bearing MahaRERA project registration No. P51700010188, situated at Thane.
2. This matter was heard on 18th November 2019. During the hearing, the complainants brought to the notice of MahaRERA that they had purchased their respective flats in the respondents' project vide a registered agreement for sale dated 09/12/2014. The respondents were liable to hand over the possession of their flat on or before December 2016 but the respondents failed to do so. Hence, they were now seeking refund of the amounts paid by them. Also, they have addressed the complaint to be heard before the Adjudicating Officer, MahaRERA. The respondent also concurred with the prayer for adjudication.
3. In the light of the above, since complainants are seeking refund as well as compensation, and since they have addressed the complaint to the Adjudicating Officer, the complaint filed by the complainants is transferred to the Adjudicating Officer, Mumbai to take appropriate action as per the sec 18 of the RERA and rules made thereunder.



(Dr. Vijay Satbir Singh)
Member – 1/MahaRERA