

BEFORE THE MAHARASHTRA REAL ESTATE REGULATORY
AUTHORITY, MUMBAI

Complaint No. CC006000000333994

Money Magnum Nest Pvt Ltd Money Magnum Nest Pvt Ltd

... Complainant

Versus

Sagar Devram Shelke & Surekha Sagar Shelke

... Respondent

MahaRERA Project Registration No. P51800020608

Coram: Shri. Mahesh Pathak, Hon'ble Member - I/MahaRERA

Ld. Adv. Sushant Chavan appeared for the complainant.

None appeared for the respondents.

ORDER

(Monday, 11th September 2023)

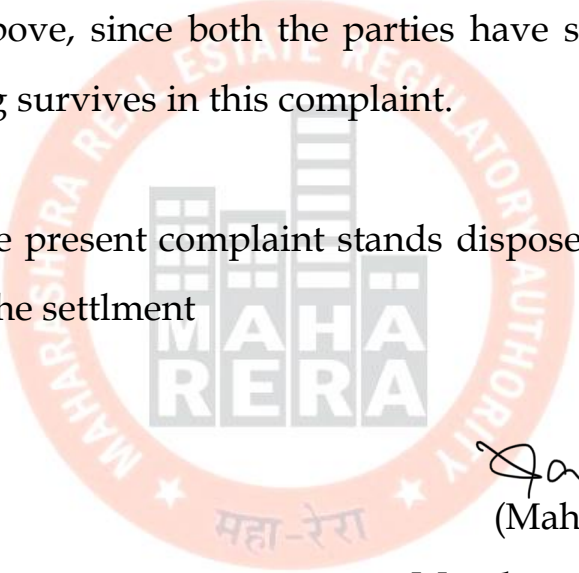
(Through Video Conferencing)

1. The complainant - promoter above named has filed this online complaint before the MahaRERA on 20-01-2023 mainly seeking directions from MahaRERA to the respondent - allottees to execute the deed of cancellation of the agreement for sale signed between them as prescribed under the provisions of section 11(5) of the Real Estate (Regulation & Development) Act, 2016 (hereinafter referred to as 'RERA') in respect of booking of a flat bearing no. 1314 on 13th floor, in Wing C by the respondents in the complainant - promoter's registered project known as "Terraform Dwarka - Wing C" bearing MahaRERA registration no. **P51800020608** located in Ghatkopar East, Mumbai.

2. This complaint was heard on 21-03-2023 as per the Standard Operating Procedure dated 12-06-2020 issued by MahaRERA for hearing of complaints through Video Conferencing. Both the parties have been issued prior intimation of this hearing and they were also informed to file their written submissions if any. Accordingly, the complainant – promoter appeared for the said hearing and submitted that it is ready and willing to resolve the matter amicably with the respondent – allottee through MahaRERA Conciliation Forum. Hence, on request of the complainant, this complaint was referred to MahaRERA Conciliation Forum for further appropriate action.
3. Accordingly, both the parties appeared before the MahaRERA Conciliation Forum on several occasions and finally on 02-09-2023 when they resolved the matters amicably. The same is recorded in the proceedings of the MahaRERA Conciliation Forum.
4. Thereafter, this complaint was transferred to this Bench, by the Conciliation Forum on 05-09-2023 with the remarks as ‘Conciliation Successful’.
5. Accordingly, this complaint was scheduled for hearing today when the complainant appeared and made its submissions. However, despite notice none appeared for the respondent-allottees.
6. During the course of hearing, the complainant has submitted that both

the parties have settled the matter amicably before the MahaRERA Conciliation Forum. Accordingly, both the parties have signed the consent terms. The same is recorded in the Roznama dated 02-09-2023 recorded by the MahaRERA Conciliation Forum. The complainant has confirmed the said settlement during the hearing today. Hence, the said consent terms (undated) signed by both the parties are accepted and taken on record along with the roznama of the MahaRERA Conciliation Forum dated 02-09-2023.

7. In view of the above, since both the parties have settled the matter amicably, nothing survives in this complaint.
8. Consequently, the present complaint stands disposed of as settled as per the terms of the settlement

The logo of the Maharashtra Real Estate Regulatory Authority (MahaRERA) is a circular emblem. It features a red outer ring with the text 'MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY' in white. Inside the ring, there is a stylized illustration of a city skyline with buildings and a bridge. The word 'MAHARERA' is prominently displayed in the center in large, bold, white letters. Below the word, the text 'महा-रेरा' is written in Devanagari script.

Mahesh Pathak
(Mahesh Pathak)

Member - 1/MahaRERA