BEFORE THE MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY,
MUMBAI

Non- Execution Application
In
Complaint No. CC004000000010065

Fortune Siri Apartments Condominium .... Complainant

Versus

Rajesh Uttamchand Wadhwani, Radiance Erectors Pvt Ltd. .... Respondent

Project Registration No. P50500011845

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

Mr. Narendra Kale represented the complainant.
Adv. Rajesh Wadhwani appeared for the respondent.

ORDER

(30th September, 2020)
(Through Video Conferencing)

1. The complainant above named has filed this application complaining the non-execution of order dated 16th August, 2019 passed by the MahaRERA in the aforesaid complaint filed with respect to project registered by the respondent with MahaRERA. By the said order the complaint was disposed of with the directions to the respondent to complete the pending work by 30/09/2020 which was the time line given by the MahaRERA.

2. This application was kept for hearing on 25-09-2020 as per the Standard Operating Procedure dated 12th June 2020 issued by MahaRERA for hearing of complaints through Video Conferencing. Both the parties have been issued prior intimation of the hearing. Accordingly, the parties appeared for the said hearing.

3. During the hearing, the complainant has informed MahaRERA that respondent has not obeyed the undertaking submitted during the final hearing held before the MahaRERA and failed to complete the pending work till September 2019 as per the said undertaking. Further no occupancy certificate was obtained and works such as painting, water supply, tiles in the parking lot etc. have not been completed.

4. However, the respondent clarified that it had to apply afresh for occupancy certificate as instructed by the competent authority due to pending road issue in the project. Now it is ready and willing to complete the pending works and to obtain occupancy certificate by March, 2021. The respondent also agreed to submit an undertaking to that effect on record of MahaRERA. The complainant has also accepted the said statement made by the respondent.

5. Accordingly, the respondent has submitted an undertaking on record of MahaRERA through email on 25-09-2020, stating that it will complete the remaining pending works of the project on or before 31/03/2021. The same is taken on record and marked as Ex-A to this order.

6. Considering the aforesaid facts of this case, the MahaRERA directs the respondent to abide by the undertaking and also to obtain occupancy certificate on or before by 31st March, 2021.

7. With the above direction, the non-execution application stands disposed of.

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

भारतीय गैर न्यायिक

एक सौ रुपये

Rs. 100

रु. 100

ONE HUNDRED RUPEES

भारत INDIA

INDIA NON JUDICIAL

महाराष्ट्र MAHARASHTRA ◑ 2020 ◑

NAGPUR TREASURY
XF 773192
21 SEP 2020
Head Clerk / Sr. Clerk

UNDERTAKING

To
The Competent Authority,
MahaRera Mumbai.
Meeting Number (access code) – 170 885 9921 Dt. 25/09/2020

I, **RAJESH UTTAMCHAND WADHWANI**, Director of RADIANCE ERECTORS PVT. LTD, [REPL] having address as 201, Fortune Ritz, Ravi Shankar Shukla Marg, Opp. HDFC House, Civil Lines, Nagpur, Maharashtra – 440001, do hereby give an undertaking as under:

I hereby undertake that I will complete the remaining pending work of the Project named Fortune Siri, situated at Manish Nagar, Somalwada, Nagpur, on or before 31/03/2021.

I am making this undertaking to be produced before the concerned RERA authority.

Place – Nagpur.

Date – 25/09/2020.

RADIANCE EREECTORS PVT LIMITED

DIRECTOR

Rajesh Uttamchand wadhwani

Director of RADIANCE ERECTORS PVT. LTD. ,[REPL]