

**THE MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY
MUMBAI.**

COMPLAINT NO: SC10000817.

Messers David and Associates

... Complainants.

Versus

Hemgiri Shiv Bhoomi Constructions Pvt. Ltd.

... Respondents.

Project:

Shivashram S.R.A Tenant Co-op Housing Society Ltd.

SRA Project, Tembipada Road

Near Sai Baba Mandir, Nardas Nagar,

Bhandup, Mumbai :400078.

CTS/ Survey No./Final Plot No./GAT No.

1(pt), 2(pt), 3(pt), 3/1 to 20, 4, 5(pt), 5/1 to 7, 6(pt), 6/1 to 9

Coram: Hon'ble B.D. Kapadnis, Member-II.

Complainants : Adv. David.

Respondents : Mr. Kishor G. Surve.

**Order
(11th December 2018)**

Heard the parties. The respondents have not disputed that their project is SRA project, they have not registered the same, though it is ongoing project and they have not received the O.C. They have mentioned that O.C. for three buildings are approved by SRA Authority. However, the SRA has not issued it because they have submitted the revised proposal as per new DCR. After hearing the respondents, I find that the ongoing project has not been registered by the respondents, though, the same was required to be registered under Section 3 of RERA.

2. The respondents themselves have mentioned that the approximate estimated cost of project is Rs. 24 crores and they have IOD. I have been told by



the technical expert of the Authority that since it is redevelopment project, it can be registered on the basis of IOD.

3. Respondents are directed to register entire project within one month from this order. They shall pay Rs. 48,00,000/- penalty under Section 59 of RERA. On the request of the respondents they are allowed to pay the same in four equal instalments payable each month from the date of this order.

Mumbai.

Date: 11.12.2018.


11.12.18

(B. D. Kapadnis)
Member II, MahaRERA, Mumbai.