

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

COMPLAINT No: CC005000000010524

Mr. Mohit G Poddaar (HUF)

..... Complainant

Versus

M/s. D.S Kulkarni Developers Limited

MahaRERA Registration No. P52100005158

..... Respondent

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

The complainant appeared in person.

Adv. Jayashree Latkar appeared for the respondent

Order

(5th February, 2018)

1. The complainant is an allottee of a 1BHK flat bearing No. E903 admeasuring carpet area of 46.17 sq.mtrs, in Wing E in the building known as known as "DSK Anandghan " bearing MahaRERA registration No. P52100005158 at Pune.
2. This matter was heard today. The complainant has stated that he had booked a residential flat in respondent's project on 25th April 2017 and paid 90% amount to the respondent. The respondent had issued him an allotment letter dated 29th April 2017 and agreed to handover the possession of the flat by June 2017. But, till date the respondent has neither executed registered agreement for sale with him nor given possession of the flat. Hence, the complainant prayed for direction to the respondent for execution of agreement for sale with the complainant and for early date of possession.
3. The respondent has admitted the fact that the complainant has paid 90% amount to him. However, he has stated that due to financial crunch she could not execute the agreement for sale with the complainant till date. However, the respondent has filed notarized affidavit-cum-undertaking executed by Mrs.

Hemanti Deepak Kulkarni, authorized signatory of the respondent on record of this Authority stating that she would execute the registered agreement for sale with the complainant by August 2018. In addition to this, the respondent has stated that the possession of the flat would be handed over to the complainant by December 2018 with a grace period of 6 months i.e. June 2019. The complainant accepted the said undertaking.

4. In view of above, nothing survives in this complaint. Hence the complaint stands disposed of.



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