

BEFORE THE
MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY
MUMBAI

COMPLAINT NO: CC006000000000561

Yashu Vinod Pipariya ... Complainant.
Versus
Mangal Morya Developers ... Respondent.

MahaRERA Regn: P99000004326

Coram:
Hon'ble Shri B.D. KAPADNIS.

Appearance:
Complainant: In person.
Respondent: Adv. Mr. Sunil Malvankar.

Final Order.
16th March 2018

Both the parties have settled their dispute amicably by filing the consent terms marked Exhibit 'A'.

Hence, the order.

Order.

The complaint stands disposed off in terms of consent terms marked Exhibit 'A'.

Exhibit 'A' shall form the part of the order.

Mumbai
Date: 16.03.2018.


(B.D. Kapadnis)
(Member & Adjudicating Officer)
MahaRERA, Mumbai

Spt - A

IN THE COURT OF HON'BLE MAHARASHTRA REAL ESTATE
REGULATORY AUTHORITY, AT MUMBAI

COMPLAINT NO. CC006000000000561

Yashu Vinod Piparia

Complainant

V/s.

M/S Mangal Morya Developers

Through its patne

Mr. Avinash Dhole

Dhole
Respondent

Consent Terms

1. The Respondent has agreed to pay the Complainant Rs. 22,00,000/- (Rupees Twenty Two lakhs Only) as refund amount against booking of flat viz, flat no 802 building namely daulat height on parcel and piece of land bearing Survey no.35 Hissa No. 35 Olanda naka, Agashi Road , Virar west
2. Payment terms :
The Respondent has already paid Rs. 11,00,000/- (Rupees Eleven Lakhs Only) vide _____. The balance amount i.e. Rs. 11,00,000/- (Rupees Eleven Lakhs Only) shall be paid by the Respondent within one (1) month from the date of signing of this Consent terms.
3. The Complainant and Respondent hereby agree that, in case the Respondent does not pay / delays in payment of any of the aforementioned amount to the Complainant, Complainant shall have rights to approach any appropriate Court / Forum.

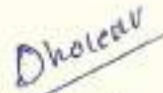
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4. The Respondent hereby agrees that in case if there is delay in payment as aforesaid the Complainant. The complainant can do legal remedy as per the rights placed upon him as per Indian laws



Complainant

(Yashu Vinod Piparia)



Respondent

M/s Mangal Morya Develpers

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

COMPLAINT NO: CC006000000000561.

Yashu Vinod Pipariya

... Complainant.

Versus

Mangal Morya Developers
Mr. Avinash Dhole
Moreshwar Krushna Baria
(M Bariya Everest)

...Respondents.

MahaRERA Regn: P99000004326

Coram: Shri B.D. Kapadnis,
Hon'ble Member & Adjudicating Officer.

**ORDER FOR RECOVERY UNDER SECTION 40(1) FOR NON-COMPLIANCE OF
THE ORDER DATED 16.03.2018.**

The complainant has filed the application to contend that his complaint has been disposed off on 16.03.2018 on the basis of consent terms marked Exh. 'A' filed by the parties. The respondents agreed to pay him Rs. 11,00,000/- within one month from the date of consent terms. The consent terms have been signed on 16th March 2018 but till the date the respondents have not paid the amount.

2. Despite the notice the respondents have failed to appear to show cause. Therefore, it is deemed that the respondents have nothing to submit in the matter.

3. In the facts and circumstances of the case, it is necessary to issue the recovery warrant under Section 40(1) of RERA to the District Collector, Palghar, directing him to recover Rs. 11,00,000/- from the respondents and to pay the same to the complainant. Hence, the order.




ORDER

Issue recovery warrant against the respondents addressed to the District Collector, Palghar, directing him to recover Rs. 11,00,000/- from the respondents and to pay the same to the complainant and report.

Mumbai.

Date: 05.06.2018.



(B. D. Kapadnis)
Member & Adjudicating Officer,
MahaRERA, Mumbai.