

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

COMPLAINT No: CC006000000001469

Mrs. Ms. Priyanka Mane

.....

Complainant

Versus

M/s. Nirmal Lifestyle (Kalyan) Pvt Ltd

MahaRERA Registration No. P51700006342

.....

Respondent

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

The complainant appeared in person.

Mr. Rohit Chavan appeared for the respondent

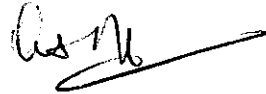
Order

(9th January 2018)

1. The complainant has filed this complaint seeking directions from this Authority to the respondent for an early possession or alternatively, refund of the amount paid by her to the respondent as per the current market rate in MahaRERA registered project bearing No. P51700006342.
2. This matter was heard today. The complainant stated that she wanted to withdraw from the project. Therefore, she has requested for refund of the amount as per the current market price of the flat.
3. The respondent disputed the claim of the complainant. However, he has shown his willingness to refund the amount paid by the complainant alongwith an interest of 10% per annum within six months of the completion of cancellation procedure.
4. This Authority is of the view that there is no provision in RERA Act under which the complainant can seek refund of amount as per the current market rate of the flat. However, the respondent has given written

undertaking on record of this Authority to refund the booking amount to the complainant with interest from the date she actually paid the amount to the respondent, as per the provision of Section-18 of the RERA Act, 2016, Rules and Regulations made thereunder. The said undertaking is taken on record.

5. Consequently, the complainant stands disposed of.



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