

**BEFORE THE MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY,
MUMBAI
Complaint No. CC00500000022397**

Vispi Bomi Gandevia

..... Complainant

Versus

Goel Ganga India Pvt Ltd
Jayprakash Sitaram Goel
Atul Jayprakash Goel
Amit Jayprakash Goel
Jaiprakash Ramratan Bajari
Niraj Kumar Gupta
Mohnish Anil Khandelwal

..... Respondents

Project Registration No. P52100000393

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

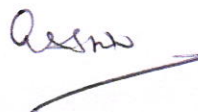
The complainant is present through his Advocate Smita C. Tanna.

Adv. Sachin Bhalerao appeared for the respondent.

ORDER

(26th March, 2019)

1. The matter was heard in the presence of the concerned parties.
2. During the hearing on 26th March, 2019, it was argued on behalf of the complainant that this authority be pleased to punish the respondent promotor as per the section 61 of the Real Estate (Regulation and Development) Act, 2016 for violation and contravention of the provisions of the sections 4 and 11 of the said Act. On perusal of the complaint it is also seen that the complainant had given declaration in para 7 of the complaint that no matter regarding which this complaint has been made were not pending before any Court of Law or any other Authority or other Tribunal(s).
3. The respondents have filed their reply in detail and pointed out during the hearing that as on the date of hearing i.e. on 26th March, 2019 the site of MahaRERA has been duly updated and the particulars of litigations pending in respect of the title



of the land bearing survey No. 578, hissa No. 2, Bibwewadi, Manjiri, Pune have been duly uploaded on the site.

4. It was also submitted on behalf of the respondent that the special civil suit No. 820 of 2015 is already pending before the Hon'ble Civil court, Senior Division, Pune in which the complainant had also filed exhibit 5 application for temporary injunction to stop construction. The Hon'ble Civil Court has rejected the application of complainant on 18th March, 2019. It was further contended in the reply that the respondents have filed police complaint as well as the application u/s 340 of the Code of Criminal Procedure.
5. In view of the circumstances above, since the MahaRERA website is now updated on 26th March, 2019 the cause of action to file the present complaint does not survive. The respondent is directed to ensure that all the project related information are updated on time. ^{in future} Consequently, the complaint is disposed of.

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