

BEFORE THE MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY,
MUMBAI

Complaint No. CC00600000192597

Mr. Sharad K. Dani and Vasumati Rashmi Sheth. ..Complainants

Vs

M/s. Kapstone Construction Pvt Ltd and Anr ..Respondents

MahaRERA Project Registration No. P51700001021

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

Adv. Nimcky Nagda appeared for the complainants.

Adv. Abir Patel appeared for respondent no.1.

Adv. Manoj Sharma appeared for the respondent No.2.

ORDER

(4th February, 2021)

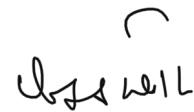
(Through Video Conferencing)

1. The complainants have filed this complaint seeking directions from MahaRERA to the respondent to execute the registered agreement for sale with them and also to handover possession of their flat along with interest for the delayed possession under the provisions of section 13 and 18 of the Real Estate (Regulation & Development) Act, 2016 (hereinafter referred to as RERA) in respect of booking of a flat No. 1701, on 17th floor, in Wing-C of the respondent's registered project known as "Rustomjee Azziano Wing-F" bearing MahaRERA registration No. P51700001021 at Thane.
2. This complaint was heard on 10-12-2020 as per the Standard Operating Procedure dated 12-06-2020 for hearing of complaints through Video Conferencing. Both the parties have been issued prior intimation of this hearing and they were also informed to file their written submissions, if any. Accordingly, both the parties appeared for the hearing through their respective advocates and made their submissions. After hearing the arguments of both the parties, the directions was given to the

J. S. Bell

respondents to upload their respective replies within a period of 4 days and the case was closed for order.

3. Accordingly, the respondents have uploaded their replies on record of MahaRERA on 14-12-2020. However, the copies of the same were not served upon the complainants. Hence, on request of the complainants the matter was again scheduled for hearing on 11-01-2021 and same is heard filing today, when both the parties appeared through their respective advocates.
4. During the course of hearing, the advocate for the complainants on instructions sought withdrawal of this complaint. Accordingly, the complainants have uploaded a copy of email dated 19-01-2021 seeking withdrawal of this complaint on record of MahaRERA today. The same is taken on record and accepted.
5. Consequently, both the complaints stand dismissed as withdrawn.
6. The certified copy of this order will be digitally signed by the concerned legal assistant of the MahaRERA. It is permitted to forward the same to both the parties by e-mail.



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