

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

Complaint No. CC006000000171889

Mr. V .Vinay Kumar.

..Complainant

Vs

Mr. Anup Karnani of M/s. Ambika Brickwell LLP

..Respondent

MahaRERA Project Registration No. P51700008966

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

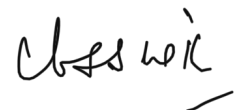
Both the parties are absent.

ORDER

(4th February, 2021)

(Through Video Conferencing)

1. The complainant has filed this complaint seeking directions from the MahaRERA to the respondent to refund the amount paid by him to the respondent under the provisions of the Real Estate (Regulation & Development) Act, 2016 (hereinafter referred to as RERA) with respect of booking of flat no. MBC-1908 in the respondent's registered project known as "Ambika Estate Phase- 1 " bearing MahaRERA registration No. P51700008966 at Bhiwandi, Dist-Thane.
2. This complaint was heard on several occasions and the same was heard on 11-11-2020 as per the Standard Operating Procedure dated 12-06-2020 issued by MahaRERA 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. On the said date of hearing, though, the notice for the said hearing



was duly served upon both the parties, both the parties remained absent. However, in compliance of principles of natural justice, the matter was again scheduled for hearing today. Though the notice for today's hearing has been duly served upon both the parties, even, today also both the parties failed to appear for the hearing. Hence the MahaRERA perused the available record.

3. During the course of hearing, it has noticed by the MahaRERA that on 26-10-2020, the respondent has uploaded a copy letter dated 20-01-2020 issued by complainant along with a Bank statement to show that an amount of Rs. 49,796/- has been refunded to the complainant through cheque and the same has been deposited in the complainant's account on 11-02-2020.
4. In view of these facts, the MahaRERA is of the view that nothing survives in this complaint as the money has been refunded to the complainant. Moreover, the complainant also remained absent for the hearings held before the MahaRERA. It shows that he is not willing to pursue this complaint.
5. Consequently, the complaint stands disposed of.
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