



2. The learned counsel for the Respondent submitted that the Complainant had filed the complaint after the 'part occupancy certificate' has been procured on July 26, 2018. He further submitted that the date of possession as stipulated by the said agreement was February 28, 2019 (including the grace period). Moreover, the Complainant vide letter dated February 23, 2019, duly signed by the Complainant, took peaceful possession of the said apartment. Therefore, he submitted that the cause of action ceased to exist.
3. The Complainant did not appear on the last two dates of hearing, despite service of notice.
4. In view of the above, since the Complainant has already taken possession of the said apartment, the cause of action ceases to operate. Moreover, she has failed to point out any contravention or violation of the provisions of the Real Estate (Regulation and Development) Act, 2016 or the rules or regulations made there under.
5. Consequently, the complaint is hereby dismissed.



(Dr. Vijay Satbir Singh)

**Member-1 /MaharERA**