

BEFORE THE MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY,
BANDRA, MUMBAI

COMPLAINT NO: CC006000000000259

Mr. Istekhar Yusuf Shaikh .. Complainant

Versus

Dhruva Woollen Mills Pvt Ltd Respondent

MahaRERA Registration No - P51700001095

Coram:

- 1) Hon'ble Shri Gautam Chatterjee, Chairperson
- 2) Hon'ble Dr. Vijay Satbir Singh, Member 1

Date- 14th September 2017

Order

The present complaint has been filed for alleged violation of Section 4(2)(b), 4(2)(1) (b) and (d) of RERA Act,2016 and Rule 3 (2) (c) and (e) of MahaRERA Registration Rules 2017 by the respondent promoter while registering the Real Estate Project known as "Runwal Garden City- Dahlia" at Thane bearing registration No. P51700001095. It is the case of the complainant that the respondent has not disclosed the case pending against the respondent in respect of the project and the encumbrances thereon.

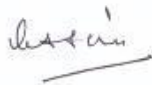
During hearing Mr. Imtiyaz Yusuf Shaikh, the authorized representative appeared on behalf of the complainant and Advocate Mr. Vijay K.Rode

appeared on behalf of the respondent. The complainant stated that though the complainant is not allottee of the real estate project under reference, he has filed the present complaint for alleged violation of the provision of Section 4 of RERA Act, 2017 and Rule 3 (2) (C) and (e) of MahaRERA Registration Rules, 2017 in the public interest.

Considering the arguments advanced by the complainant and after perusing the available record, this Authority is of the view that this Authority constituted to hear the grievances of the affected parties of the projects. Since the complainant is not allottee of the project, he has no locus standi to file the complaint before this Authority. Further this Authority has no jurisdiction to hear a complaint filed as a "Public Interest Litigation". Hence, we do not find any merits in the present complaint.

However, during the course of hearing it has also been brought to the notice of this Authority that though the respondent has disclosed the litigation pending before the Hon'ble High Court, the interim order passed therein has not been uploaded. As it is necessary to disclose all relevant facts, the respondent is hereby directed to correct the status of the pending litigation within a period of one week.

In view of the aforesaid facts, the complaint stands dismissed.



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



(Gautam Chatterjee)
Chairperson, MahaRERA