

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

Complaint No. CC006000000195091

Runwal My City Cluster 5 (Horizon Projects Pvt Ltd ...Complainant

Versus

Mayur Bhanushali

...Respondent

MahaRERA Project Registration No. P51700019085

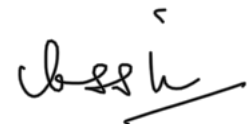
Coram: Dr. Vijay Satbir Singh, Hon'ble Member – I/MahaRERA

Complainant allottee Mr. Anil Rathod is absent.
Ld. Adv. Bhalerao appeared for the respondent promoter.

ORDER

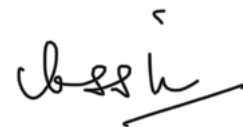
(Wednesday, 22nd December 2021)
(Hearing Through Video Conferencing)

1. The complainant allottee has filed this complaint seeking directions from MahaRERA to the respondent to cancel the said booking and refund the entire amount paid by him under the provisions of the Real Estate (Regulation & Development) Act, 2016 (hereinafter referred to as 'RERA') in respect of the booking of a flat in the respondent's registered project known as **"My City- Phase II -Cluster 05 - Part I"** bearing MahaRERA registration No. **P51700019085** located at Usarghar, Dist. Thane.
2. This complaint was heard today 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. Accordingly, the learned advocate for the respondent appeared for the



hearing and made the submissions. However, despite the notice of hearing, none appeared on behalf of the allottee.

3. During the course of hearing, the learned advocate for the respondent promoter has pointed out that the complainant allottee has wrongly filed this complaint by mentioning its name as complainant. Hence , the MahaRERA has perused the available record, particularly, a copy of online complaint.
4. The record shows that the allottee (complainant) has wrongly filed this complaint by mentioning the name of the promoter as a complainant and also by mentioning the name of one Mr. Mayur Bhansali as respondent. Due to this technical error, the MahaRERA can not proceed to conduct hearing in such incorrect/wrong complaint.
5. In view of this fact the complaint stands dismissed being improper complaint. However,, liberty is granted to the complainant-allottee to file a fresh complaint by mentioning the correct facts, if he so desires.
6. The certified copy of the order will be digitally signed by concerned Legal Assistant of MahaRERA and it is permitted to send the same to both the parties by e-mail.



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