

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

Complaint No. **CC006000000171921**
Mr. Sujeet N Kori ...Complainant

Versus

M/s. Horizon Projects Pvt Ltd ...Respondent

MahaRERA Project Registration No. **P51700008440**

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

The complainant appeared in person.

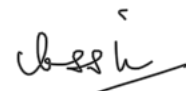
Ld. Adv. Jayashree Ramachandran appeared for the respondent.

ORDER

(01st July, 2021)

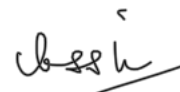
(Through Video Conferencing)

1. The complainant above named has filed this complaint seeking directions from MahaRERA to the respondent to refund the amount paid by him along with interest 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 4"** bearing MahaRERA registration No. P51700008440 at Usarghar, Dist. Thane.
2. This complaint was transferred to this Bench from the Hon'ble Member-2 MahaRERA on 2-05-2021 and accordingly same is scheduled for hearing 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

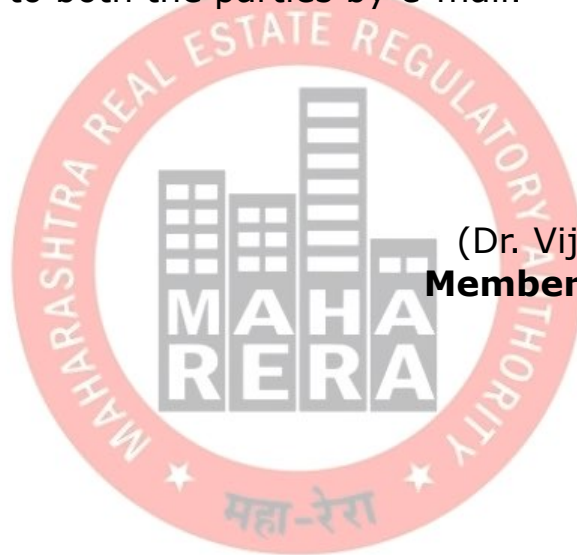


been issued prior intimation of this hearing and they were also informed to file their written submissions, if any. Accordingly, both the parties appeared for the hearing and made their submissions. The MahaRERA heard the arguments of the parties and also perused the available record.

3. The complainant was initially heard by Hon'ble Member-2 MahaRERA on 27-01-2021, when the matter was adjourned since the respondent has raised the issue of jurisdiction.
4. However, during the course of hearing held today, the complainant has stated that he filed this complaint seeking refund of entire amount paid by him along with interest since the respondent has delayed the said payment for more than 2 years. However, Ld. advocate for the respondent, during the course of hearing has stated that the respondent is ready and willing to refund the principal amount to the complainant without any interest. The respondent further stated that the complainant can come to the respondent's office tomorrow and collect the cheque.
5. The complainant has accepted the said offer given by the respondent and stated that he is now not pressing for any interest.
6. In view of these facts, the MahaRERA is of the view that nothing survives in this complaint.



7. The MahaRERA therefore directs the respondent to refund the principal amount to the complainant within a period of two days. The complainant would be at liberty to approach MahaRERA in case of any default on the part of the respondent.
8. With these directions, the complaint stands disposed of.
9. 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.



Vijay Singh

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