

BEFORE THE
MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY
MUMBAI

COMPLAINT NO: CC006000000055896

Vipul Manji Bhadra ... Complainant

Versus

Wadhwa Residency Pvt Ltd
MahaRERA Regn. No. P51800000201 ... Respondent

Corum: Shri. Gautam Chatterjee, Chairperson, MahaRERA

Complainant was himself present.

Respondent was represented by Adv. Viral Vora and Ms. Anulata Saundankar, Authorised representative.

Order

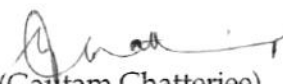
March 02, 2020

1. The Complainant has stated that they have purchased an apartment bearing no: P4-704 in the Respondent's project 'Promenade - The Address' situated at Ghatkopar, Mumbai via registered agreement for sale (*hereinafter referred to as the said agreement*). The Complainant has stated that the Respondent has failed to complete the construction of the said project on the date of possession of the apartment stated in the said agreement. Further, he has stated that the Respondent has offered an alternate apartment in an adjacent building but that is not to the liking of the Complainant. Therefore, he prayed the Respondent be directed to handover possession of the apartment at the earliest and pay him interest and compensation for the delay in handing over possession.
2. On the first date of hearing, the advocate for the Respondent submitted that as per the said agreement, the Complainant's complaint is premature, as the said agreement



stipulates a clause for reasonable extension of the completion timeline. Further, he submitted the Respondent has already offered an alternative apartment to the Complainant in an adjacent building and is willing to address the concerns, if any, the Complainant has, regarding the same sought time to settle the matter amicably. Parties then sought time to settle the matter amicably.

3. Accordingly, time was given.
4. The Respondent has informed via email dated March 02, 2020, that the parties have settled the matter amicably and the Complainant has already taken possession of his apartment.
5. In view of the above facts, the matter is hereby disposed of.


(Gautam Chatterjee)
Chairperson, MahaRERA