

BEFORE THE
MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY
MUMBAI

1. COMPLAINT NO. CC006000000012598
Sameer Kachhi & Sajid Kachhi
2. COMPLAINT NO. CC006000000012781
Preeti Vazirani and Raju Khan
3. COMPLAINT NO. CC006000000012783
Vibhuti Narayan Dubey
4. COMPLAINT NO. CC006000000012785
Shamrao Shashikant Tambe and Neha Shamrao Tambe
5. COMPLAINT NO. CC006000000012786
Nilesh C Narshana & Bindu N Narshana
6. COMPLAINT NO. CC006000000012790
Sudarshan Shankar Shetty
7. COMPLAINT NO. CC006000000012791
Suhas Shantaram Bharadkar
8. COMPLAINT NO. CC006000000022846
Saurabh Vaish
9. COMPLAINT NO. CC006000000022893
Sandeep Daulat Lakhan
10. COMPLAINT NO. CC006000000022895
Rahul Waval
11. COMPLAINT NO. CC006000000023150
Aditya Churi
12. COMPLAINT NO. CC006000000023171
Siddhesh P. Mayekar
13. COMPLAINT NO. CC006000000023301
Bhawesh Binod Jha & Mrs Sapna Bhawesh Jha

... Complainants

Versus



Mandar Associates
MahaRERA project Regn. No. P99000011492

... Respondent

Corum: Shri. Gautam Chatterjee, Chairperson, MahaRERA

Complainants were themselves present.
Respondent did not appear.


Order

January 01, 2020

1. The Complainants have filed the present applications for noncompliance of the previous Orders passed by MahaRERA in the above Complaints.
2. On review of the Respondent's registration webpage it is observed that the registration of the said project has lapsed on July 31, 2019. Further, the Respondent has not uploaded the Annual Audit Report of Statutory CA - Form 5 for FY 17-18 and FY 18-19 till date as required under the provisions of section 4 (2) (l) and section 11(1) of the Real Estate (Regulation and Development) Act, 2016 read with Regulation 4 of the MahaRERA General Regulations, 2017.
3. None appeared for the Respondent, despite service of notice.
4. During the course of hearings, it was explained to the Complainants that since the project is presently at a standstill and that the Respondent has failed in the statutory compliances required under the Real Estate (Regulation and Development) Act, 2016 and also failed to complete the project in the stipulated time, the allottees should explore the possibility of invoking the provisions of section 7/8 of the said Act to complete the project. At this stage, the only way forward would be to protect the right of the allottees and enable them to form an Association and decide on the way ahead.
5. In view of the above facts, the Respondent is directed to handover the list of allottees of the said project to the Complainants within 30 days from the date of the Order, to enable them to take an informed decision pertaining to the said project. Further, the Respondent is directed to upload the Annual Audit Report of Statutory CA - Form 5 for F.Y. 17-18 and F.Y. 18-19 within 15 days from the date of this Order



6. The allottees are advised to form an association of allottees and thereafter take an informed decision pertaining to the said project and proceed under Section 7/8 of the Act as per the MahaRERA Order no. 8/2019 dated March 29, 2019 on Revocation of Registration of Project.
7. Consequently, the present applications are hereby disposed of.


(Gautam Chatterjee)
Chairperson, MahaRERA

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COMPLAINT NO: CC006000000012598

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Mandar Associates
MahaRERA Reg. No: P99000011492

...

Respondent

Coram
Shri Gautam Chatterjee, Hon'ble Chairperson

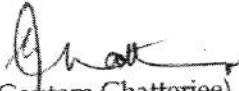
Order

5th March 2018

Complainants represented themselves.

Respondent was represented by Ms. Shilpa Nair, Adv., Ms. Bella Lopes, Adv

1. The Complainants have withdrawn their complaint vide application dated 5th March 2018, stating that both the parties have amicably resolved the issue, with liberty to approach MahaRERA, if any of the terms of the settlement terms are violated by the Respondent, in future.
2. In view of the above, the complaint is hereby disposed of, as withdrawn.


(Gautam Chatterjee)
Chairperson, MahaRERA