

ಕರ್ನಾಟಕ ರಿಯಲ್ ಎಸ್ಟೇಟ್ ನಿಯಂತ್ರಣ ಪ್ರಾಧಿಕಾರ,

Karnataka Real Estate Regulatory Authority,

1/14, 2nd Floor, Silver Jubilee Block, Unity Building Backside, CSI Compound,
3rd Cross, Mission Road, Bengaluru-560027

PROCEEDINGS OF THE AUTHORITY

Dated 22nd June 2022

COMPLAINT NO.	CMP/210918/0008352
Complainant Name and Address	MS.MANSI BALDUWA F 603, Shriram Suhaana, Yelahanka, Bangalore : 560064
Promoter Name and Address	M/s.Maniveera Structures Pvt Ltd. Sy.No.63, Hegganahalli Village, Kundana Hobali Devanahalli Taluk, Bangalore Rural District Devanahalli, Bangalore
Project Name and Address	RAIN FOREST PHASE-I Sy.No.63, Hegganahalli Village, Kundana Hobali Devanahalli Taluk, Bangalore Rural District Devanahalli, Bangalore

FACTS OF THE CASE

1. This online complaint has been filed against the Project "**RAIN FOREST PHASE-I**". This complaint is filed under Sec-31 of the Real Estate (Regulation and Development) Act, 2016. The Promoter of this project is **M/s.Maniveera Structures Pvt Ltd.** Sy.No.63, Hegganahalli Village, Kundana Hobali, Devanahalli Taluk, Bangalore Rural District, Devanahalli, Bangalore

2. It is submitted in the complaint that this project is promoted as SHRIRAM RAINFOREST using banners, brochures, electronic media. On payment of the booking amount of 10%, the complainant came to know that they are only marketing partner and the property will not carry the brand "Shriram". Further, no information was provided by the promoter regarding ongoing legal issues at the time of entering into sale agreement and change in layout plan from what was shown. There was no

proper response from the Promoter-Respondent. Hence this Complaint seeking full refund with interest on the 10% of sale consideration paid.

3. RELIEF'S SOUGHT:

Direct the Respondent to refund 10% of the sale consideration paid with 10% interest.

4. PROCEEDINGS BEFORE OF THE AUTHORITY:

The Authority issued notice of hearing to both the parties on 13.04.2022 to appear on 26.04.2022. Accordingly the Authority heard the case on 26.04.2022. None appeared for the Complainant. The Respondent-promoter is represented by one Mr.K.M.Chandrashekar who is an authorized person by the promoter. The person representing the promoter-respondent has submitted a memo for withdrawal of the complaint signed by the complainant-allottee and enclosed the same with a copy of the statement of account of the complainant-allottee. As per the memo for withdrawal and the ledger copy of the account of the complainant-allottee it is seen that an amount of Rs.7,45,081/- is refunded to the complainant-allottee towards the full and final settlement of the plot booked by the complainant-allottee.

5. It is submitted by the representative of the promoter-respondent that the complainant-allottee has requested that the memo for withdrawal may be taken on record and the complaint may be treated as withdrawn, since the complainant-allottee is not in a position to attend the hearing on account of foreign travel.

ORDER

In view of the filing of the memo signed by the complainant-allottee for withdrawal of the complaint and since the complainant is not in a position to attend the hearing on account of foreign travel, the above complaint is dismissed as withdrawn.


(D.VISHNUVARDHANA REDDY)
MEMBER-1
FIFTH ADDITIONAL BENCH
K-RERA

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