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 BEFORE BENCH-4

Dated 11th October 2022

Present

SHRI. H.C. KISHORE CHANDRA, CHAIRMAN

COMPLAINT No: CMP/UR /200901/0006447

COMPLAINANT....

AGNES GONSALVES

Ave Maria Art Centre
No: 38/60, Muthappa Building
Opp: Infant Jesus Church
Viveknagar (Post)

Viveknagar(Post) **Bengalure-560 047**

(In person)

V/S

RESPONDENT....

M/s Coffee Board Employees Co-operative Housing Society Limited

No: 1, B.R. Ambedkar Veedhi Bangalore-560 001.

INTERIM ORDER

 Smt. Agnes Gonsalves had filed a complaint against Sri. R. Srinivasa Raju, the respondent promoter of "Coffee Board Layout Maranayakanahally-Phase No.2". The promoter has developed a project in the limits Khatha

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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

No. 652-29-10, carved out of Sy.No. 29, vide DC conversion order dted 10/12/2008 in a residential layout known as "Coffee Board Layout Maranayakanahally-Phase II" approved by BIAPPA vide letter dated 03/04/2013 situated at Maranayakanahally Village, Jala Hobli, Bangalore North Taluk. This complaint is registered in complaint No. **CMP/UR**/200901/0006447.

- 2. This project is not registered in RERA.
- 3. The gist of the complaint is that the complainant herein had purchased a site bearing No:10 in the said project. The respondent has executed a sale deed dated 25th May 2013 in favour of the complainant and also handed over the possession of the said site on 11.1.2016.
- 4. The complainant contends that the builders/Coffee Board Employees Cooperative Housing Society have misused the sale proceeds of the sites and sought relief from RERA to resolve the discrepancies as long outstanding case since 2013.
 - 5. After registration of the complaint, in pursuance of notice served, the respondent absented from appearance before the Authority during the proceedings held on 05/08/2022, 26/08/2022, 16/09/2022, but however on 10/10/2022 his representative was present during the proceedings whereas the complainant did appear before the Authority on 16/09/2022 and 10/10/2022.



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Karnataka Real Estate Regulatory Authority,

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6. This project has not been registered under RERA. At this stage, it is just a necessary to pass an interim order directing the promoter to get registered the project immediately. Action should be initiated against the promoter as required under Section 59 of the Act for violation of Section-4 of the Real Estate (Regulation and Development) Act, 2016. Hence, I am of the opinion that it is necessary to pass an interim order directing the respondent/promoter to register the project immediately under RERA.

INTERIM ORDER

The respondent/promoter, M/s Coffee Board Employees Co-operative Housing Society Limited, No.1, Dr.B.R. Ambedkar Veedhi, Bangalore-560 001 is hereby directed to register the project under RERA immediately under section 3 of the Real Estate (Regulation and Development) Act, 2016, within two weeks from the date of this order.

(H.C. Kishore Chandra)

Chairman K-RERA