



# ಕರ್ನಾಟಕ ರಿಯಲ್ ಎಸ್ಟೇಟ್ ನಿಯಂತ್ರಣ ಪ್ರಾಧಿಕಾರ

ಕಡತ ಸಂಖ್ಯೆ Comp. No: 1184

ಪುಟ ಸಂಖ್ಯೆ .....

ವಿಷಯ Mr. Anil Bhagwan Hingorani  
Nitish Melbourne Parks

ಕಂಡಿಕೆ  
ಸಂಖ್ಯೆ

ಟಿಪ್ಪಣಿ ಮತ್ತು ಅದೇಶಗಳು

**CMP- 1184**

**05.07.2023**

As per the request of the Advocate for the complainant and Sri. Harish Kumar MD Authorized Signatory of the respondent, the execution proceedings in the above case is taken-up for amicable settlement, in the National Lok Adalat to be held on 08.07.2023.

The Advocate for the complainant joined over whatsapp audio call and Sri. Harish Kumar M.D Authorized Signatory of the respondent present, in the pre-Lok-Adalat sitting held on 07.07.2023. The authorised person of the respondent has filed the copy of the authorization. The dispute in connection with execution proceedings in the above case is settled as per the joint memo, stating that matter has been settled between the parties in terms of the joint memo dated: 07.07.2023 entered between them filed during the pre Lok Adalat sitting. The settlement entered between the parties is voluntary and legal one and as per which the complainant has no further claims against the respondent whatsoever in the above case. The dispute in connection with execution proceedings in the above case is settled between the parties in the pre-Lok Adalat in terms of the joint memo dated:07.07.2023. The matter referred to conciliators to pass award.

NHDFL South Private Limited  
  
Authorized Signatory

Judicial Conciliator.

Advocate Conciliator.



**BEFORE THE HON'BLE ADJUDICATING OFFICER,**  
**RERA KARNATAKA, AT BANGALORE**  
**CMP/180827/0001184**

**BETWEEN:**

**Mr. Anil Bhagwan Hingorani**

....Complainant

**AND:**

**Nitesh Estates Limited.,  
Presently known as  
NHDPL South Private Limited**

....Opposite Party

**JOINT MEMO**

The Complainant herein has filed the above mentioned Complaint before this Hon'ble Adjudicating Officer seeking refund of booking amount which came to be allowed on 9<sup>th</sup> October 2018 by the Hon'ble Adjudicating officer. The Opposite Party was directed to refund an amount of Rs.4,00,000/- (Rupees Four Lakhs only) within 30 days from the date of the order, that is from 9<sup>th</sup> October 2018 failing which the Developer was directed to repay the amount with interest of 10.25% PA till the realization of the amount. In compliance of the same, the Opposite Party issued a Post Dated cheque which came to be bounced.

The Complainant filed a cheque bounce case under Section 138 of the Negotiable Instrument Act against the Opposite party herein before Additional Metropolitan Magistrate, Mazgaon, Mumbai, in case no. S S / 0600455/2020. Subsequently, the Opposite Party issued a demand draft bearing No.031224, Dated 3<sup>rd</sup> March 2022 for Rs.4,00,000/- (Rupees Four Lakhs only) drawn on HDFC Bank Ltd. and a demand draft bearing no.000280 dated 21<sup>st</sup> April 2022 for Rs.1,00,000/- (Rupees One Lakh only) drawn on HDFC Bank Ltd, to the Complainant towards the full and final settlement of the above said cheque bounce case and the Complainant is in receipt of the same.

However, the Execution claim amount in connection with the above mentioned RERA complaint is pending.

Subsequently, both the parties discussed between themselves with the spirit of arriving at an amicable resolution. After discussing all the issues and disputes, both parties have arrived at an amicable settlement.

The Complainant herein has settled all his disputes with the Opposite Party by receiving **Rs.75,000/-** (Rupees Seventy-Five Thousand only) by way of DD / online transfer from the Opposite Party as full and final settlement of all

*x Anil Bhagwan Hingorani*

*Nitesh Estates Limited*



his claims whatsoever and has settled his disputes/execution claim involved in the subject complaint subject to realization of the above mentioned amount.

The details of payment is as under:

Online transfer details: .....July 2023 for Rs.75,000/-  
(Rupees Seventy-Five Thousand only) Bank, Bengaluru.

Both the parties to the proceedings have no further claim/dues whatsoever against each other in respect of the execution claim involved in the subject complaint in any forum or court. If there is any claim by either of the parties, parties have agreed that the same be disposed off as settled by filing an appropriate memo in such cases.

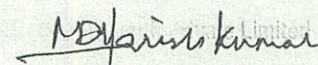
In view of the compromise arrived between the parties, the parties to the Complaint requests this Hon'ble Commission to dispose off the execution claim of the subject complaint if any in the interest of justice and equity. **The settlement is subject to realization of the said amount of Rs.75,000/- (Rupees Seventy-Five thousand only) to the Complainant.**

In view of the abovementioned Settlement arrived at between the parties, the parties herein request this Hon'ble Adjudicating officer to record the settlement and dispose of the execution proceedings of the complaint as fully and finally satisfied.

Bangalore

Date:07.07.2023

  
COMPLAINANT

  
OPPOSITE PARTY



**Complaint No: CMP/180827/0001184**

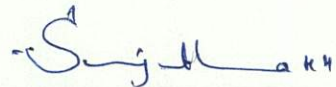
**08.07.2023**

**Before the Lok-Adalat**

The above case is taken up before the Lok-Adalat. The joint memo filed by both the parties is hereby accepted. Hence, the matter is settled before the pre-Lok-Adalat held on 07.07.2023 and as per joint memo. The joint memo filed by the parties shall be part and parcel of award/order.

The complaint stands disposed off accordingly.

Judicial Conciliator.



Advocate Conciliator.

**KARNATAKA STATE LEGAL SERVICES AUTHORITY  
BEFORE THE LOK ADALAT  
IN THE KARNATAKA REAL ESTATE REGULATORY AUTHORITY AT  
BENGALURU**

**DATED: 08<sup>TH</sup> DAY OF JULY 2023**

**: CONCILIATORS PRESENT:**

Sri. I. F. Bidari

..... Judicial Conciliator

AND

Smt. Sujatha H.H.

..... Advocate Conciliator

**COMPLAINT NO: CMP/180827/0001184**

**Between**

Mr. Anil Bhagwan Hingorani

..... Complainant

AND

M/s. Nitesh Housing Developers Private Limited

.....Respondent

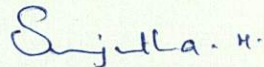
Presently known as NHDPL South Pvt. Ltd.,

**Award**

The dispute between the parties with regard to execution proceedings in the above case having been referred for determination to the Lok Adalat and the parties having compromised/settled the dispute in connection with execution proceedings in the matter, as per the joint memo filed during the pre-Lok Adalat sitting on dated: 07.07.2023, same is accepted. The settlement entered between the parties is voluntary and legal one.

The execution proceedings in the case stands disposed off as per the joint memo and joint memo is ordered to be treated as part and parcel of the award.

  
Judicial conciliator

  
Advocate conciliator