

**BEFORE THE
TAMIL NADU REAL ESTATE REGULATORY AUTHORITY,
CHENNAI**

Quorum : Hon'ble Mr. G. Saravanan, M.A.,B.L., Adjudicating Officer,

Execution Petition No.108 of 2019 in CCP No. 143 of 2019

R. Anurag

.....

Petitioner/Complainant

Vs.

M/s. Amarprakash Developers Pvt. Ltd.
Rep. by Managing Director Aadarsh Surana

.....

Respondent/Respondent

(Project not registered)

Complainant : In Person

Respondent : Mr. D. Ravichander, Advocate

Heard on : 24.01.2020

Delivered on : 31.01.2020

**ORDER FOR RECOVERY UNDER SECTION 40(1) OF THE RERA ACT READ
WITH RULE 26 OF TNRERA RULES FOR NON-COMPLIANCE
OF THE ORDER IN THE ABOVE CCP DATED 11.10.2019**

The above complainant filed the petition for execution stating that the respondent has not complied with the order passed in the above CCP filed by him.

2. In spite of sufficient time being given, the respondent has not filed any counter.
3. Heard both sides. It is not in dispute that the respondent has not obtained any stay in any appeal preferred by him before the Appellate Tribunal or has paid the amount to the petitioner in compliance of the order of this Forum.
4. In the above CCP, the respondent was directed to pay the petitioner, the amounts of compensation and expenses with refund amount within 30 days of the date of issue of this order. Since, the amount due to the complainant under the order is due and liable to be recovered as arrear of land revenue, it

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is just and necessary to issue warrant under section 40(1) of the RERA Act read with Rule 26 of the TNRERA Rules. The EP is disposed accordingly.

In the result, it is ordered as follows:

Issue recovery warrant under section 40(1) of the RERA Act read with Rule 26 of TNRERA Rules and send it to the District Collector, Kancheepuram District, Kancheepuram, to collect the same to satisfy the claims under the orders passed in favour of the above complainant.

Sd/-31.01.2020
G. SARAVANAN
ADJUDICATING OFFICER
TNRERA, CHENNAI

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Administrative Officer