

BEFORE THE HON'BLE ADJUDICATING OFFICER,
TNRERA, CHENNAI

I.A.No.88 of 2021
in
I.A.No.02 of 2019
in
C.C.P.No.11 of 2019

Subashini Thulasiram

... Applicant/Applicant/
Complainant

Versus

M/s. SPR & RG Constructions
Pvt. Ltd.,
Rep. by its Directors
1. Mr.Hitesh Kumar P. Kawad, &
2. Mr.M.G. Surendranath

... Respondent/Respondent/
Respondent

Heard on: 21-08-2021
Delivered on:21-10-2021

ORDER

1. The above application is filed by the applicant/applicant to amend the I.A.No.2 of 2019 by including the proposed amendments stated in the application..
2. The applicant is the complainant/allottee who filed the complaint in C.C.P.No.11 of 2019 for compensation against the respondent/promoter. While the case is pending, the applicant filed I.A.No.2 of 2019 for amendment of the averments/reliefs in the Complaint. While the I.A.No.2 of 2019 is pending for disposal, the applicant has filed the present I.A. for amendments/reliefs to the proposed amendments sought in I.A.No.2 of 2019. The applicant stated that it is essential to bring forth on record before this Hon'ble Authority further details of facts and events concerning the project, to substantiate

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the applicant's claim for reliefs sought for in these proceedings against the Respondent and claiming further reliefs as permissible under the provisions of Real Estate (Regulation and Development) Act, 2016.

3. The respondent filed a detailed counter on the merits of the case and contended as the applicant/complainant does not have any genuine grievance against the respondent and/or against the project and the amendment applications are only to pressurize the respondent and thereby to achieve her illegal targets and thereby to enrich herself with the cost of the Respondent.
4. Heard both sides. It is the prerogative of the parties to lis, to place pleading which they consider as necessary and vital before the Forum. The applicant sought amendments by the application at the pre-trial stage of the case. Without prejudice to the rights of the Respondent to defend the claims of the Complainant at the time of trial of the case, this application can be allowed in the circumstances of the case.

In the result, this application is allowed. No costs.

CERTIFIED TO BE TRUE COPY


21.10.2021
LAW OFFICER
TN REAL ESTATE REGULATORY AUTHORITY

Sd/- 21.10.2021
G. SARAVANAN,
ADJUDICATING OFFICER,
TNRERA, CHENNAI.