

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

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

Execution Petition No.34 of 2022 in CCP No.105 of 2020

K.R. Latha Petitioner/Order Holder

Vs.

M/s. Manju Foundations (P) Ltd.
Rep. by its Managing Director,
K.M. Vidyasagar

.... Respondent/Debtor

Petitioners : Rep. by Mr. R. Prabhakaran, Advocate

Respondent : Remained Absent

Heard on : 29.08.2022

Delivered on : 19.09.2022

**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 26.11.2021**

The above petitioner/order holder filed the petition for execution stating that the respondent/debtor has not complied with the order passed in the above CCP by this Forum.

2. In spite of service of notice in this execution petition, the respondent remained absent and has not chosen to appear and to file any counter.

3. By the order dated 26.11.2021, this Forum directed the respondent to refund the amount paid by the petitioner with interest, compensation and cost within 30 days from the date of issue of the order. The respondent has neither preferred any appeal against the order of this Forum before the Appellate Tribunal nor settled the amount to the petitioner.

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19/9/22

4. Since the amounts due to the petitioner/order holder under the order is to be recovered as arrears as land revenue, it 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 to collect the amount to satisfy the claims under the order passed in favor of the above petitioner/order holder.

TRUE COPY

Secretary (Finance & Admn.)
TNRERA, Chennai - 8.

Sd/- 19.09.2022
G. SARAVANAN
ADJUDICATING OFFICER
TNRERA, CHENNAI.