

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

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

Execution Petition No. 39 of 2022 in CCP No.284 of 2021

1. Geeta Shekhar
2. Shekhar Murthy

.... **Petitioners/Order holders**

Vs.

1. M/s. Serene Senior Living Pvt. Ltd.
Rep. by its Director
2. M/s. Adinath Srinivasa Foundations LLP
Rep. by its Designated Partner

.... **Respondents/Debtors**

Petitioner : Rep. by M/s. Ralph V. Manohar, Advocate

Respondent : Remained absent

Heard on : 30.11.2022

Delivered on : 12.12.2022

**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 19.04.2022**

The above petitioners/order holders filed the petition for execution stating that the respondents/debtors have not complied with the order passed in the above CCP by this Forum. The respondents remained absent.

2. The counsel for petitioners/order holders submitted that the respondents have neither preferred any appeal nor settled the amount due under the order in CCP to the petitioners/order holders and hence the execution of the order for recovery of the amount under the order to be made by this Forum. By order dated 19.04.2022, this Forum directed the respondents, to pay the amount of

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compensation and cost. But the respondents have not settled the amount due as per the order.

3. Since the amounts due to the petitioners/order holders 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 petitioners/order holders.

**Sd/- 12.12.2022
G. SARAVANAN
ADJUDICATING OFFICER
TNRERA, CHENNAI.**

