

BEFORE THE
TAMIL NADU REAL ESTATE REGULATORY AUTHORITY,
CHENNAI
Quorum : Hon'ble Mr. G. Saravanan, M.A.,B.L., Adjudicating Officer,
Execution Petition No. 05 of 2022 in CCP No.158 of 2020

J. Suresh Kumar ... Petitioner/Order Holder

Vs.

1.M/s. Provident Housing Limited
Rep. by its MD, Ravi Puruvankara
2.M/s. Puravankara Limited
Rep. by its Chairman, Ravi Puruvankara ... Respondents/Debtors

Petitioner : Rep by M/s. P.L. Narayanan, Advocates
Respondents : Rep by Mr. R.Sathishkumar, Advocate

Heard on : 15.06.2022
Delivered on : 13.07.2022

**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 19.11.2021**

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

2. In spite of sufficient time being granted, the respondents have not filed counter and the request of the counsel for further time for filing the counter was rejected by this Forum.

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3. By order dated 19.11.2021, this Forum directed the respondents 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 respondents have neither preferred any appeal against the order of this Forum before the Appellate Tribunal nor settled the amount to the petitioner.

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.

**Sd/- 13.07.2022
G. SARAVANAN
ADJUDICATING OFFICER
TNRERA, CHENNAI.**

CERTIFIED TO BE TRUE COPY

N. Anand
13/7/22
Administrative Officer