

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

**Quorum : Mr. Sunil Kumar, I.P.S (Retd), M.A, LLB, Hon'ble Single Member
CCP No. 138 of 2021**

1. John Britto Arokiaraj.C

2. S.P.Vimala Bharathi

..... Complainants

Vs.

M/s. Selene Estate Limited

Rep. by its Director

..... Respondent

Complainant : Rep by Mr. B. Mahendran, Advocates

**Respondent : Rep by M/s. A.R. Vishwaram,
Advocates**

Heard on : 15/06/2023

Delivered on : 15/06/2023

The above complaint filed by the complainants u/s 31 of the RERA Act seeking compensation and refund of the amount from the respondent came up for hearing on 15/06/2023, this Forum passed the following:-

ORDER

The Complainant had entered into the respondent's project in the year 2013. The complainant entered into a construction agreement with the respondent on 20/03/2013 and was allotted apartment no. 301. The respondent had failed to hand over possession of the apartment even after the expiry of the grace period viz., on or before 20/03/2016. The complainant has paid a sum of Rs.67,25,238/-. The complainant sought relief of refund of the money paid by him with interest, besides seeking compensation and litigation charges.

TRUE COPY

The respondent counsel argued and submitted that said unit was already in the possession of the complainant. The CCP was re-opened for clarification of the same from the complainant, who confirmed having taken possession of the allotted unit.

In view of this, the complainant's claim of refund of money is put to rest and the CCP is dismissed as the cause of action at this forum ceases to exist. The complainant is at liberty to move the Adjudicating Officer for pleading for compensation as prayed by him. The CCP is dismissed with orders as above.

Sd/- 15/06/2023
SUNIL KUMAR, I.P.S (Retd)
SINGLE MEMBER
TNRERA, CHENNAI

