

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

Quorum : Mr. Sunil Kumar, I.P.S (Retd), M.A, LLB, Hon'ble Single Member

Execution Petition No. 17 of 2023 in RCP No. 92 of 2022

(i) T.Kumar
(ii) Vijayalakshmi Kumar ...Petitioner/Complainants

Vs.

M/s. Mantri Technology Constellations Pvt Ltd., ... Respondent/Respondent

Complainant : Rep. by M/s. MF. Shabana, Advocates.

Respondent : Exparte

Heard on : 13/06/2023

Delivered on : 14/06/2023

**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 RCP DATED 21/12/2022**

The above complainants filed the petition for execution stating that the respondent has not complied with the order passed in the above RCP filed by them.

2. The respondent has not obtained any stay in the appeal if any preferred by the respondent before the Appellate Tribunal nor the respondent has paid the amount due to the complainants in compliance of the order of this Forum.

3. In the above RCP, the respondent is directed to pay the complainants, the amount of Rs.1,08,69,743/- with interest and litigation expenses of Rs.25,000/- as ordered in RCP No. 92 of 2022 dated 21/12/2022.

4. Since, the amount due to the complainants under the order is due and liable to be recovered, 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 disposed of accordingly.

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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 it to the District Collector, Kancheepuram, to collect the same for the satisfaction of the claim under the orders passed in favor of the above complainant.

Sd/- 14/06/2023
SUNIL KUMAR, I.P.S (Retd)
SINGLE MEMBER
TNRERA, CHENNAI

