

**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. 06 of 2023 in RCP No. 02 of 2022

(i) S.Krishnaswamy
(ii) Raji Swamy ... Complainants

Vs.

1. M/s. Ramani Realtors Pvt Ltd.,
Rep. by its Managing Director ... Respondent

Complainants : Rep. by M/s. S.V.Pravin Rathinam, Advocates

Respondent : Ex-parte

**Heard on : 06/06/2023
Delivered on : 06/06/2023**

**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 22/11/2022**

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 any appeal preferred by the respondent before the Appellate Tribunal nor he 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.34,92,000/- with interest as ordered in RCP No. 02 of 2022 dated 22/11/2022.

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

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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, Coimbatore, to collect the same to satisfy the claims under the orders passed in favor of the above complainant.

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

