

**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. 7 of 2023 in CCP No. 261 of 2019

Santa Kumari

... Complainant

Vs.

1. M/s. Crescentz Homes & Infrastructure Pvt Ltd.,
Rep by its Director, Mr. Zubair Ahmed Thajudeen
2. M/s. Altimiz Infrastructure Ltd.,
Rep by its Director, Mr. Zubair Ahmed Thajudeen
3. M/s. Crescentz Square.,
Rep by its Partner, Mr. Jalal Ahmed
4. M/s. Medhika Infrastructures.,
Rep by its Sole Proprietor, Mrs. S. Tamil Selvi

... Respondents

Complainant : Rep. by M/s. Arvind A.S, Advocates
R1 and R2 : Not pressed by the complainant
3rd Respondent : Ex-parte
4th Respondent : Rep. by M/s. R. Selvakumar, Advocate

**Heard on : 05/05/2023
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 CCP DATED 20/05/2022**

1. The above complainants filed petition for execution stating that the respondent has not complied with the order passed in the above CCP filed by them.
2. The respondent has not obtained any stay in any appeal preferred by her before the Appellate Tribunal nor he has paid the amount due to the complainants in compliance of the order of this Forum.

TRUE COPY

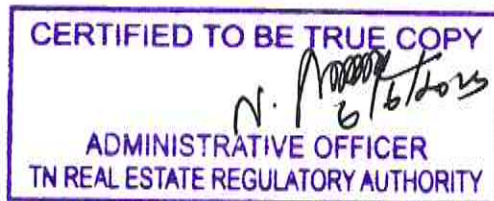
3. In the above CCP, the 3rd respondent is directed to pay the complainant, the amount of Rs.17,13,460/- as ordered in CCP No. 261 of 2019 dated 11/05/2022.

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 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



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- ... Respondents

Complainant	:	Rep. by M/s. Arvind A.S, Advocates
R1 and R2	:	Not pressed by the complainant
3 rd Respondent	:	Ex-parte
4 th Respondent	:	Rep. by M/s. R. Selvakumar, Advocate

Correction Ordered on 28/06/2023

AMENDMENT

The following typographical error is ordered to be rectified in the existing portion and read as follows:-

Amendment in E.P. No. 7 of 2023 in CCP 261 of 2019

Correction is ordered in page 2, Point No. (3) "In the above CCP, the 3rd respondent is directed to pay the complainant, the amount of Rs.17,13,460/- with interest as ordered in CCP No. 261 of 2019 dated 11/05/2022."

TRUE COPY

Instead of "In the above CCP, the 3rd respondent is directed to pay the complainant, the amount of Rs.17,13,460/- as ordered in CCP No. 261 of 2019 dated 11/05/2022."

Sd/- 28/06/2023
Mr. SUNIL KUMAR, I.P.S (Retd)
SINGLE MEMBER BENCH
TNRERA, CHENNAI

