

Nalawade

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL
MUMBAI**

APPEAL NO. AT006000000052572 OF 2020

Kakad Hsg. Corporation

... Appellant

-vs-

Mrs. Rajkumari Singh & Anr.

... Respondents

None for Appellant.

Mr. Ashutosh Singh, Respondent No.2 for himself and for Respondent No.1.

CORAM : SHRI SHRIRAM R. JAGTAP, MEMBER (J) &

DR. K. SHIVAJI, MEMBER (A)

DATE : 03rd APRIL, 2024

(THROUGH VIDEO CONFERENCE)

None for Appellant.

2] Mr. Ashutosh Singh, Respondent No.2 in-person for himself and for Respondent No.1 joined the conference.

3] Matter is listed for pronouncement of judgment today.

4] By separate detailed judgment following have been pronounced today: -

"ORDER.

(a) *Appeal no. AT006000000052572 of 2020 is partly allowed.*

(b) *Impugned order dated 04th March, 2020 passed in complaint no. CC006000000089924 is set aside.*



- (c) *Complaint No. CC006000000089924 is partly allowed with costs.*
- (d) *The promoter shall refund the amount paid by the allottees with interest at the rate of MCLR (Marginal Cost Lending Rate) of SBI plus 2% from the dates of payment of the said amount till realization of the entire amount.*
- (e) *The charge of the amount shall remain on the subject flat till realization of the above amount.*
- (f) *The promoter is directed to pay cost of ₹10,000/- to allottees.*
- (g) *Copy of this order be communicated to learned Authority and respective parties as per Section 44(4) of RERA Act, 2016."*


(DR. K. SHIVAJI)


(SHRIRAM. R. JAGTAP, J.)