

KARNATAKA STATE LEGAL SERVICES AUTHORITY
BEFORE THE LOK ADALAT
IN THE KARNATAKA REAL ESTATE APPELLATE TRIBUNAL
BENGALURU

DATED THIS THE 12TH DAY OF MARCH, 2022

:CONCILIATORS PRESENT:

HON'BLE SRI JUSTICE B. SREENIVASE GOWDA
AND

SRI PRASHANTH MIRLE.V, CONCILIATOR

APPEAL (K-REAT) NO. 14/2022

Between:

M/s Prestige Estate Projects Ltd.,
A Company Incorporated under the
Company Act, 1956, having registered
Presently office at No. 19, 2nd Floor,
Prestige Falcon Tower, Brunton Road,
Craig Park Layout, Ashok Nagar,
Bangalore – 560 025.

Represented by its Authorized
Signatory Mr. Veerendra Kumar

The appellant company earlier had office at the
Falcon House No. 1, Main Guard Cross Road,
Bengaluru Urban – 560 001

:APPELLANT

(By Sri Mohumed Sadiqh B.A, Advocate for M/s KV Legal)

And:

1. Mr. K Mahadevaiah,
Aged about 54 years,
S/o Mr M.C. Kalegowda,
R/at Flat No. 2043, Tower No. 2,
Prestige Bagamane Temple Bells,
RR Nagar,
Bengaluru Urban – 560 098

2. Karnataka Real Estate Regulatory Authority, Bangalore,
Office at Ground Floor, No.1/14,
Silver Jubilee Block, Unity Building,
CSI Compound, 3rd Cross,
Mission Road,
Bengaluru – 560 027.

Represented by its Secretary

:RESPONDENTS

(Smt Shilpa Rani, Caveator, Advocate for R1)

(R2- RERA, served, unrepresented)

The appellant has filed the above appeal under Section 44 (1) of the Real Estate (Regulation and Development) Act, 2016, praying to set aside the impugned order dated 02.11.2021 passed by the learned Adjudicating Officer, RERA, Bengaluru in CMP/200828/0006461.

This appeal coming on for recording settlement before National Lok Adalat, this day, the following conciliation order is passed:

CONCILIATION ORDER

The learned counsel appearing for the appellant and the Respondent No. 1 are present.

2. After due discussions and deliberations, the promoter and respondent/allottee have got their dispute pertaining to the subject matter of the complaint and this appeal settled amicably and they requested to dispose of the appeal as settled between the parties. The parties have agreed for release of the amount deposited with this Tribunal at the time of filing the appeal in favour of the Appellant-promoter.

3. A Joint Memo signed by the appellant, Respondent No. 1-allottee and learned counsel for the appellant-promoter & Respondent No. 1-allottee is taken on record.

4. Both parties to the proceedings have agreed that they have no claim whatsoever against each other in respect of the subject matter of the above complaint and appeal.

5. The Registry of this Tribunal is hereby directed to return the amount deposited by the appellant with this Tribunal while preferring the appeal in part compliance of proviso to Section.43(5) of the RERA Act, along with interest if any accrued thereon by issuing a cheque/Banker's cheque/D.D in the name of the appellant company and shall hand over the same to the Authorized signatory of the appellant, who has signed the appeal memo and the vakalath after following due procedure required for the same.

6. This appeal stands disposed of in terms of the Joint Memo. Joint Memo signed by both the parties and their Advocates is ordered to be treated as part and parcel of this order.

Sd/-
HON'BLE CHAIRMAN

Sd/-
ADVOCATE - CONCILIATOR

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