

PROCEEDINGS OF THE AUTHORITY

BEFORE BENCH 5

Dated 26th December, 2023

PRESIDED BY HON'BLE MEMBER G.R. REDDY

COMPLAINT NO: CMP/220912/0010000

COMPLAINANTS : 1. Mr.Vineet Agrawal
2. Ms.Swati Baldi

Both are residing at Flat No.303, Block-A,
Ganges Residency, 36, Rollygunge
Circular Road, Kolkata : 700053

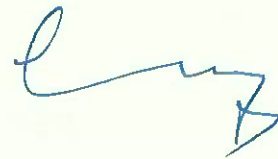
(Mr.M.B.Anirudh, Advocate)

RESPONDENT / : M/s.Durga Projects & Infrastructure Pvt Ltd
PROMOTER No.125/1-18, G.K.Arcade, First Floor,
Ashoka Pillar Road, Jayanagar,
Bangalore : 560 011

(None Represented)

PROJECT NAME & : PETALS
REGISTRATION NO. PRM/KA/RERA/1251/446/PR/171014/
000571

This complaint is filed under Sec-18 of the Real Estate (Regulation and Development) Act, 2016 before this Authority praying for Allotment of the property at the rate agreed in the agreement or make good the same.



J U D G M E N T

1. FACTS OF THE CASE: The Complainant vide complaint No. CMP/220912/0010000 filed under section 18 of the Act has sought the following reliefs:

**Want the Developer to either make good the same
or provide similar unit at the agreed rate**

2. The complainant filed the complaint on 12-09-2022 praying for the above reliefs. The Advocate for the complainant filed Vakalath along with I.A and affidavit for withdrawal of the complaint with liberty to approach the appropriate Forum under the Consumer Protection Act, 2019. In the affidavit filed by the complainant he has stated that he has already filed a complaint under Consumer Protection Act and prayed before this Authority to withdraw the above complaint with a liberty to proceed with the case filed before the Consumer Forum.

3. In view of the above facts, the application filed by the complainant along with affidavit is taken on record. Hence, the following order.

ORDER

The Application dated 27.01.2023 filed by the complainant along with affidavit for withdrawal of the complaint is taken on record and the above complaint is dismissed as withdrawn with Liberty to approach appropriate Forum.


(G.R. REDDY)

MEMBER

FIFTH ADDITIONAL BENCH

K-RERA