

ಕರ್ನಾಟಕ ರಿಯಲ್ ಎಸ್ಟೇಟ್ ನಿಯಂತ್ರಣ ಪ್ರಾಧಿಕಾರ,

Karnataka Real Estate Regulatory Authority,
1/14, 2nd Floor, Silver Jubilee Block, Unity Building Backside, CSI Compound,
3rd Cross, Mission Road, Bengaluru-560027.

PROCEEDINGS OF THE AUTHORITY BEFORE FULL BENCH

PRESENT

SHRI. H.C. KISHORE CHANDRA, HON'BLE CHAIRMAN

SMT. NEELMANI N RAJU, HON'BLE MEMBER

SHRI. GURIJALA RAVINDRANADHA REDDY, HON'BLE MEMBER

COMPLAINT NO.: CMP/180416/0000750 & CMP/180416/0000751

DATED THIS 27th DAY OF DECEMBER, 2023

COMPLAINANTS.....

- 1. MR. M. RAMACHANDRA**
- 1(a) SMT. SUSHEELA DEVI S,**
- 2. MS. BOOMI RAMACHANDRA,**
Residing at No. 690,
'Sri. Mahalakshmi', SVT Road,
Devasandra, K. R. Puram.
Bengaluru - 560036.

(Rep. By. R. B. Mruthyunjaya,
Advocate)

v/s

RESPONDENTS.....

- 1. M/S. WESTLINE CONSTRUCTIONS & DEVELOPMENTS PVT. LTD.,**
A company registered under the companies Act, office at 1st Floor,
Mangalore Gate Building,
Kankanady Circle,
Mangalore - 575002.

(Rep. By. Shamanth Naik, Advocate)
- 2. YAMUNA HOMES & INFRASTRUCTURES ®,**
A partnership firm, having its office at
1st Floor. Nalpad Building,
Mallikatta, Kadri,
Mangalore - 575002.

(Absent)

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ಕರ್ನಾಟಕ ರಿಯಲ್ ಎಸ್ಟೇಟ್ ನಿಯಂತ್ರಣ ಪ್ರಾಧಿಕಾರ,

Karnataka Real Estate Regulatory Authority,

1/14, 2nd Floor, Silver Jubilee Block, Unity Building Backside, CSI Compound,
3rd Cross, Mission Road, Bengaluru-560027.

J U D G E M E N T

1. Both these complaints have filed under section 31 of the RERA Act against the project "Westline Signature" developed by "M/s. Westline Construction & Developments Pvt. Ltd.," for the relief of refund with interest.
2. Both these complaints are taken up together for disposal in order to avoid repetition as they are arising out of the same project and have common issues.
3. This project has been registered under RERA vide registration No. PRM/KA/RERA/1257/334/PR/171021/000845 and was valid from 01/08/2017 till 31/12/2023. The Authority has extended its registration for a further period of 9 months i.e., till 30/09/2024.
4. This matter is remanded by the Hon'ble K-REAT vide order dated 18/08/2022 for fresh adjudication in view of decision of Hon'ble Apex Court in M/s. Newtech Promoters and Developers Pvt. Ltd., Vs. State Of UP & Ors. Etc., in Civil Appeal No(s). 6745 - 6749 of 2021 reported in 2021 SCC ONLINE SC 1044.
5. Case called before Full Bench. Perused the order sheet. Matter was heard on 07/02/2023, 07/03/2023, 19/04/2023, 20/06/2023, 12/07/2023, 08/08/2023, 23/08/2023, 06/09/2023, 19/09/2023 and 27/09/2023. Complainants are continuously absent on all dates of hearing except on 07/03/2023.
6. Hence, inspite of providing sufficient opportunity, the complainants have not appeared before the Authority for hearing and not taken any interest to participate in the proceedings. As the complainants have remained continuously absent and not proceeded with the matter, the complaints deserves to be dismissed as under.





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Karnataka Real Estate Regulatory Authority,

1/14, 2nd Floor, Silver Jubilee Block, Unity Building Backside, CSI Compound,
3rd Cross, Mission Road, Bengaluru-560027.

ORDER

In exercise of the powers conferred under section 31 of the Real Estate (Regulation and Development) Act, 2016, the complaints bearing No's. CMP/180416/0000750 & CMP/180416/0000751 are hereby dismissed for Non-Prosecution.

(G.R. REDDY)

Member
K-RERA

(NEELMANI N RAJU)

Member
K-RERA

(H.C. KISHORE CHANDRA)

Chairman
K-RERA

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