



**KERALA REAL ESTATE REGULATORY AUTHORITY
THIRUVANANTHAPURAM**

Complaint No. 140/2022

Present: Sri. M. P Mathews, Member

Dated 4th July 2022

Complainants

Ajmal Aduvanni
Aduvanni House,
Palappura, Kottakkal P.O,
Malappuram-676503.

(By Adv. Harish Kumar P)

Respondents

1. M/s. Malabar Developers Pvt.Ltd.
Represented by T.V.Abdul Salam,
Tharavattath, Arikkulam Post,
Quilandi, Kozhicode.
2. Abdul Salam,
Authorised Signatory,
M/s. Malabar Developers Pvt.Ltd.,
Malabar Group Head Quarters,
Montana Estates, Peringolam P.O,
Kuttikkattoor, Kozhocode-673571.

(By Adv. A. Abdul Karim & Sameer Kharim)

The above Complaint came up for virtual hearing today. Counsel for the Complainant and the Respondent attended the hearing.

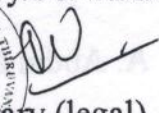


ORDER

1. The Complainant is an allottee of Real Estate Project named "Royal Mulberry" located at Kozhicode promoted by the Respondents. It is submitted by the Complainant that the Respondents, even after collecting Rs.62,70,811/- out of the contract amount of Rs.66,40,265/-, failed to perform their part and had not handed over the completed project to the Complainant till date. The relief sought by the Complainant is to direct the Respondents to refund the amount collected Rs.62,70,811/- with interest as applicable under the Act, 2016.

2. It is observed that the Project named "Royal Mulberry" is registered before the Authority as per Section 3 of the Act. During the hearing on 18/07/2022, both the parties submitted that the matter in dispute is settled between the parties and the Respondent has filed a joint compromise petition dated 15/07/2022 signed by both the parties requesting to pass the orders in terms of the said compromise petition. Hence the above Complaint is hereby disposed of on the basis of the said joint compromise petition which shall be the part of this Order.

Sd/-
Sri.M.P.Mathews
Member

AP
/True Copy/Forwarded By/Order

Secretary (legal)
