



## **ORDER**

The Execution Petitioner Thiru Srinivasan Santhanakrishnan, the Petitioner has filed this Execution Petition for implementation of the orders of this Authority in C.No.121/2020 dated 22.09.2021.

2. In the Counter Affidavit, the Respondent has submitted that this Authority in its order dated 22.09.2021 in C.No.121/2020 has directed this Respondent to obtain electricity service connection and to handover the possession of the apartment Block-I – 606 in Temple Waves project to the Complainant herein before 31.12.2021. The Respondent has further submitted that in compliance of the orders of this Authority, this Respondent had completed the said apartment and contacted the Complainant herein on several occasions for handing over the apartment. The repeated attempts on the part of the Respondent herein in approaching the Complainant for handing over the apartment could be evidenced from the e-mail dated 14.03.2022, addressed to the Complainant by this Respondent, wherein after highlighting the above mentioned repeated attempts on the part of the Respondent herein, this Respondent had called upon the Complainant to collect the keys and possession of his flat failing which it has been informed that the keys will be surrendered before the Authority, subject to its Orders. The Respondent has also stated that it undertakes to surrender the keys before this Authority to show its bonafides.

3. The Respondent has also submitted that the Complainant had also sought for Rs.16,00,000/- towards interest due to delayed construction, mental agony, etc. The Respondent has further submitted that this Execution Petition is neither permissible nor maintainable and the Complainant can only seek for execution of those directions enumerated in the order and cannot seek any relief beyond scope of the Order sought to be executed. Thus the claim of Rs.16,00,000/- in execution petition is beyond the order sought to be executed and therefore the present execution petition is liable to be dismissed on this score also. Hence, the present execution petition filed by the Complainant herein is bereft of any merits and the same is instituted with malafide intention of harassing this Respondent.

4. This Authority has examined the Execution Petition and the Counter Affidavit filed by the Respondent Promoter carefully.

5. The Respondent Promoter has submitted that it had called upon the Complainant Allottee vide e-mail dated 14.03.2022 to collect the key and take over the possession of the flat failing which it has been informed that the keys will be surrendered before this Authority subject to its order.

6. This Authority records the undertaking made by the Respondent Promoter and directs the Respondent Promoter to handover the keys of the apartment No.I-606 to the Additional Director of this Authority Thiru S.Selvakumar before 30.10.2022.

7. On receipt of keys, the Additional Director Thiru S.Selvakumar shall intimate the Execution Petitioner to come over to the Office of this Authority to receive the keys from the Additional Director of this Authority.

8. With the above directions, this Execution Petition is disposed of.

Sd/-...29.09.2022

MEMBER (M), TNRERA

Sd/-...29.09.2022

MEMBER (J), TNRERA

Sd/-...29.09.2022

CHAIRPERSON, TNRERA

/TRUE COPY/FORWARDED/BY ORDER

  
ADMINISTRATIVE OFFICER *l.c*  
*M*  
*29-9-22*