

**SUO MOTU ADVERTISEMENT
CASE NO. 117 OF 2023**

**BEFORE THE MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY,
MUMBAI**

SUO MOTU ADVERTISEMENT CASE NO. 117 OF 2023

MahaRERA on its Own Motion

.... Complainant

Versus

M P Constructions

.... Respondent/Promoter

MahaRERA Project Registration No. P52000034622

Coram: Dr Vasant Prabhu, Secretary, MahaRERA

Mr. Parth appeared for the Promoter / Respondent.

ORDER

13th October 2023

(Through Video Conferencing)

1. The MahaRERA Authority had issued a show cause notice dated 04/10/2023 to the Promoter above named for issuing an advertisement in Maharashtra Times Newspaper dated 17.09.2023 and Loksatta dated 19.09.2023 in regard to their real estate project "**Manasi Smruti**," situated at Panvel, Raigarh, registered with MahaRERA under Project Registration No. **P52000034622** without mentioning the Quick Response (QR) Code of the said real estate project in the said advertisement.
2. The Promoter, inspite of having received the show cause notice dated 04.10.2023 had failed to show cause to the same within the time period mentioned in the said show cause notice.
3. In this regard, a hearing was scheduled on 13/10/2023 through video conferencing as per the MahaRERA Circular No. 27/2020 and MahaRERA Order No. 593/2023, when the Promoter could appear through its representative and make its submissions.
4. During the course of aforementioned proceedings, the Promoter submitted that the omission of the QR Code of the project in the said advertisement was due to an

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inadvertent error and remedial action on the same has been taken.

5. In this regard, it is necessary to peruse the provisions of MahaRERA Order No. 46/2023 read with MahaRERA Order No. 46A/2023, which reads as under:

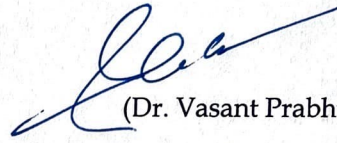
"MahaRERA Order No. 46A/2023 With effect from 01.08.2023, Promoter shall prominently display the QR Code on each and every real estate project promotion/advertisement published in the mediums, in the manner and at the place as more specifically mentioned in MahaRERA Order No. 46/2023 dated 29.05.2023."

"MahaRERA Order No. 46/2023 The Promoter shall prominently display QR Code on each and every project promotion/advertisement published after 01.08.2023. The QR Code must be published in a manner that is legible, readable, and detectable with software application. The QR code must be published besides the MahaRERA Registration Number and the Website Address. The mandate as mentioned above shall apply to the mediums of promotion/advertisement and in any other medium as may be directed by the Authority."

6. Notwithstanding the circumstances of the present case, it has come to light that the Promoter had released advertisements in Maharashtra Times and Loksatta Newspapers dated 17.09.2023 and 19.09.2023 respectively without incorporating the Quick Response (QR) Code within the aforementioned advertisements.
7. Henceforth, it becomes manifestly clear that the Promoter stands in violation of MahaRERA Order No. 46/2023 dated 29.05.2023 read with MahaRERA Order No. 46A/2023 dated 25.07.2023.
8. In view of the above a penalty of Rs. 25,000/- is imposed upon the Promoter under Section 63 for violation of MahaRERA Order No. 46/2023 dated 29.05.2023 read with MahaRERA Order No. 46A/2023 dated 25.07.2023.
9. The said penalty shall be payable by the Promoter within a period of 15 days from the date of this order, failing which a further penalty of Rs. 1,000/- per day would be imposed till compliance.

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10. The Technical and Finance Departments of the MahaRERA Authority are mandated to authenticate the payment of the penalty prior to initiating the processing of any applications, including but not limited to extensions, corrections, and change of name, pertaining to the specified project.
11. In view of the above, the present case stands disposed of.



(Dr. Vasant Prabhu)

Secretary, MahaRERA