

**SUO MOTU ADVERTISEMENT
CASE NO. 119 OF 2023**

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

SUO MOTU ADVERTISEMENT CASE NO. 119 OF 2023

MahaRERA on its Own Motion

.... Complainant

Versus

Bhagawati Group

.... Respondent/ Promoter

MahaRERA Project Registration No. – Unregistered with MahaRERA

Coram: Dr Vasant Prabhu, Secretary, MahaRERA

None appeared for the Respondent/ Promoter.

ORDER

13th October 2023

(Through Video Conferencing)

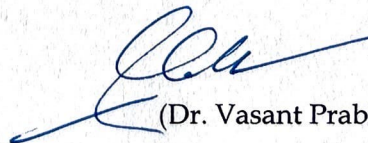
1. The MahaRERA Authority had issued a show cause notice dated 04/10/2023 to the Promoter above named for publishing an advertisement on a hoarding, in respect of their real estate project "Bhagawati Estate, Plot No. 61," situated at Kharghar without registering the said project with MahaRERA Authority.
2. The Promoter, inspite receiving the show cause notice dated 04/10/2023, 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 can appear through its representative and make its submissions.
4. During the course of the aforementioned hearing, the Promoter, failed to appear even though the notice of hearing and the link for the hearing was duly served upon the Promoter.

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5. In this regard, it is necessary to peruse the provisions of Section 3 of the RERA which reads as under:

"3. No Promoter shall advertise, market, book, sell or offer for sale, or invite persons to purchase in any manner any plot, apartment, or building, as the case may be, in any real estate project or part of it, in any planning area, without registering the real estate project with the Real Estate Regulatory Authority established under this Act."

6. An interpretation of Section 3 reveals that the Promoter is legally obligated to refrain from engaging in activities such as advertising, marketing, booking, selling, or inviting individuals to purchase any plot, apartment, or building unless the real estate project in question has been duly registered with MahaRERA.
7. In the present case, it has been established that the Promoter had published an advertisement on a hoarding without fulfilling the requisite registration process with MahaRERA for the advertised project.
8. Therefore, it is hereby directed that a written communication be sent to CIDCO noting that no additional authorisation be granted for the said project until such time as the aforementioned project has been duly registered with MahaRERA Authority.
9. With the above directions, the present case stands disposed of.



(Dr. Vasant Prabhu)

Secretary, MahaRERA