

CONTENTS

- **RELEVANT EXTRACTS FROM THE JAN VISHWAS
(AMENDMENT OF PROVISIONS) AMENDMENT ACT, 2026** (ix)

THE REAL ESTATE (REGULATION AND DEVELOPMENT) ACT, 2016

CHAPTER I PRELIMINARY

1. Short title, extent and commencement **1**
2. Definitions **1**

CHAPTER II

REGISTRATION OF REAL ESTATE PROJECT AND REGISTRATION OF REAL ESTATE AGENTS

3. Prior registration of real estate project with Real Estate Regulatory Authority **8**
4. Application for registration of real estate projects **9**
5. Grant of registration **11**
6. Extension of registration **12**
7. Revocation of registration **13**
8. Obligation of authority consequent upon lapse of or on revocation of registration **14**
9. Registration of real estate agents **15**
10. Functions of real estate agents **16**

CHAPTER III

FUNCTIONS AND DUTIES OF PROMOTER

11. Functions and duties of promoter **17**
12. Obligations of promoter regarding veracity of the advertisement or prospectus **20**
13. No deposit or advance to be taken by promoter without first entering into agreement for sale **21**
14. Adherence to sanctioned plans and project specifications by the promoter **21**
15. Obligations of promoter in case of transfer of a real estate project to a third party **23**
16. Obligations of promoter regarding insurance of real estate project **24**
17. Transfer of title **24**
18. Return of amount and compensation **25**

CHAPTER IV

RIGHTS AND DUTIES OF ALLOTTEES

19. Rights and duties of allottees **26**

CHAPTER V

THE REAL ESTATE REGULATORY AUTHORITY

20. Establishment and incorporation of Real Estate Regulatory Authority **28**

21. Composition of Authority	29
22. Qualifications of Chairperson and Members of Authority	29
23. Term of office of Chairperson and Members	29
24. Salary and allowances payable to Chairperson and Members	30
25. Administrative powers of Chairperson	30
26. Removal of Chairperson and Members from office in certain circumstances	30
27. Restrictions on Chairperson or Members on employment after cessation of office	31
28. Officers and other employees of Authority	32
29. Meetings of Authority	32
30. Vacancies, etc., not to invalidate proceeding of Authority	32
31. Filing of complaints with the Authority or the adjudicating officer	32
32. Functions of Authority for promotion of real estate sector	33
33. Advocacy and awareness measures	34
34. Functions of Authority	34
35. Powers of Authority to call for information, conduct investigations	35
36. Power to issue interim orders	35
37. Powers of Authority to issue directions	35
38. Powers of Authority	36
39. Rectification of orders	36
40. Recovery of interest or penalty or compensation and enforcement of order, etc.	36
CHAPTER VI	
CENTRAL ADVISORY COUNCIL	
41. Establishment of Central Advisory Council	37
42. Functions of Central Advisory Council	37
CHAPTER VII	
THE REAL ESTATE APPELLATE TRIBUNAL	
43. Establishment of Real Estate Appellate Tribunal	38
44. Application for settlement of disputes and appeals to Appellate Tribunal	39
45. Composition of Appellate Tribunal	39
46. Qualifications for appointment of Chairperson and Members	40
47. Term of office of Chairperson and Members	40
48. Salary and allowances payable to Chairperson and Members	41
49. Removal of Chairperson and Member from office in certain circumstances	41
50. Restrictions on Chairperson or Judicial Member or Technical or Administrative Member on employment after cessation of office	42
51. Officers and other employees of Appellate Tribunal	42
52. Vacancies	43
53. Powers of Tribunal	43
54. Administrative powers of Chairperson of Appellate Tribunal	44

55. Vacancies, etc., not to invalidate proceeding of Appellate Tribunal	44
56. Right to legal representation	44
57. Orders passed by Appellate Tribunal to be executable as a decree	45
58. Appeal to High Court	45
CHAPTER VIII	
OFFENCES, PENALTIES AND ADJUDICATION	
59. Punishment for non-registration under section 3	45
60. Penalty for contravention of section 4	46
61. Penalty for contravention of other provisions of this Act	46
62. Penalty for non-registration and contravention under sections 9 and 10	46
63. Penalty for failure to comply with orders of Authority by promoter	46
64. Penalty for failure to comply with orders of Appellate Tribunal by promoter	46
65. Penalty for failure to comply with orders of Authority by real estate agent	46
66. Penalty for failure to comply with orders of Appellate Tribunal by real estate agent	47
67. Penalty for failure to comply with orders of Authority by allottee	47
68. Penalty for failure to comply with orders of Appellate Tribunal by allottee	47
69. Offences by companies	47
70. Compounding of offences	48
71. Power to adjudicate	48
72. Factors to be taken into account by adjudicating officer	49
CHAPTER IX	
FINANCE, ACCOUNTS, AUDITS AND REPORTS	
73. Grants and loans by Central Government	49
74. Grants and loans by State Government	49
75. Constitution of Fund	49
76. Crediting sums realized by way of penalties to Consolidated Fund of India or State account	50
77. Budget, accounts and audit	50
78. Annual report	50
CHAPTER X	
MISCELLANEOUS	
79. Bar of jurisdiction	51
80. Cognizance of offences	51
81. Delegation	51
82. Power of appropriate Government to supersede Authority	51
83. Powers of appropriate Government to issue directions to Authority and obtain reports and returns	52
84. Power of appropriate Government to make rules	53
85. Power to make regulations	55
86. Laying of rules	56

87. Members, etc., to be public servants	57
88. Application of other laws not barred	57
89. Act to have overriding effect	57
90. Protection of action taken in good faith	57
91. Power to remove difficulties	57
92. Repeal	57
THE REAL ESTATE (REGULATION AND DEVELOPMENT) REMOVAL OF DIFFICULTIES ORDER, 2016	58-59
REPORT OF THE SELECT COMMITTEE ON THE REAL ESTATE (REGULATION AND DEVELOPMENT) BILL	60-78