

West Bengal Real Estate Regulatory Authority
Calcutta Greens Commercial Complex (1st Floor)
1050/2, Survey Park, Kolkata – 700 075

Complaint No.WBRERA/COM 000162

Subhashish Mukherjee.....Complainant

Vs.

Bengal Shelter Housing Development Ltd. Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
01 (Execution) ----- 22.07.2024	<p style="text-align: center;">Today is the 1st day of Execution hearing of this matter, final order has been passed by this Authority in this matter on 21.09.2023.</p> <p style="text-align: center;">The Complainant has submitted an Execution Application before this Authority on 07.01.2024, which has been received by this Authority on 11.01.2024.</p> <p style="text-align: center;">Let the said Execution Application of the Complainant be taken on record.</p> <p style="text-align: center;">Complainant is absent in the physical hearing today despite due service of hearing notice to the Complainant through speed post and also by email.</p> <p style="text-align: center;">Let the track record of due service of hearing notice to the Complainant be taken on record.</p> <p style="text-align: center;">Complainant has sent an email communication dated 18.07.2024 stating that he will be out of station from 22.07.2024 to 27.07.2024 and requested to postpone the hearing.</p> <p style="text-align: center;">Let the said email communication dated 18.07.2024 be taken on record.</p> <p style="text-align: center;">Advocate Subhro Kanti Roy Chowdhury (Mob. No. 9831581182) is present in the hearing through online mode on behalf of the Respondent, filing hazira and Vakalatnama through email.</p>	

Heard the Respondent in detail.

Advocate of the Respondent stated at the time of hearing that an Appeal has been filed by the Respondent challenging the final order dated 21.09.2023 before the Hon'ble West Bengal Real Estate Appellate Tribunal (in short WBREAT) and the said Appeal has been disposed of by Hon'ble WBREAT. Challenging the said order of Hon'ble WBREAT, the Respondent has filed a Writ Petition before the Hon'ble High Court at Calcutta. He further stated that, if 7/10 days time has been granted to him, he will provide the details of the case and the present status of the case.

After hearing the Respondent, the Authority is hereby pleased to give the following direction:-

Both the parties shall submit separately Notarized Affidavit giving the details and the present status of the Appeal which had been filed by the Respondent before the Hon'ble WBREAT and the details and present status of the Writ Petition filed by the Respondent before the Hon'ble High Court at Calcutta and send the Affidavit(s) in original) to the Authority, serving a copy of the same to the other party, both in hard and scan copies, within **15 days** from the date of receipt of this order of the Authority through email.

Fix **12.12.2024** further hearing and order.


(BHOLANATH DAS)
Member

West Bengal Real Estate Regulatory Authority


(TAPAS MUKHOPADHYAY)
Member

West Bengal Real Estate Regulatory Authority