

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

Complaint No.WBRERA/COM 000134

Somnath Biswas Complainant

Vs.

Manoj Singh..... Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
02 26.07.2023	<p>Complainant is present in the online hearing filing hazira through email.</p> <p>Advocate Mithun Kumar Singh is present in the online hearing on behalf of the Respondent, filing hazira and Vakalatnama through email.</p> <p>Heard both the parties in detail.</p> <p>The Complainant submitted Notarized Affidavit dated 30.06.2023 containing his total submission, as per last order of the Authority dated 23.06.2023, which has been received by the Authority on 06.07.2023.</p> <p>Let the Affidavit of the Complainant be taken on record.</p> <p>The Respondent submitted the Written Response on notarized affidavit dated 07.07.2023, as per the last order of the Authority dated 23.06.2023, which has been received by the Authority on 10.07.2023.</p> <p>Let the said Affidavit of the Respondent be taken on record.</p> <p>Heard both the parties in detail.</p> <p>The Respondent stated that the Company named as 'Puspak Infrastructure Pvt. Ltd', has not been made a party in this Complaint Petition so this Complaint Petition is liable to be dismissed for non-joinder of necessary party.</p> <p>The Authority specifically directed the Complainant on the last date of hearing to make a prayer on affidavit to include the name of the Company as Respondent No. 1, but he failed to do so.</p> <p>In the above circumstances, the Authority is of the considered view</p>	

that the present matter is liable to be dismissed for non-joinder of necessary party.

Hence, the Complaint Petition is hereby dismissed on the ground of non-joinder of the necessary party.

The Complainant is at liberty to file a fresh Complaint Petition by including the necessary parties.

With the above direction the matter is hereby dismissed.

Let the copy of this order be served to both the parties immediately by speed post and also by mail.



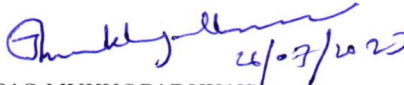
(SANDIPAN MUKHERJEE)
Chairperson

West Bengal Real Estate Regulatory Authority



(BHOLANATH DAS)
Member

West Bengal Real Estate Regulatory Authority



(TAPAS MUKHOPADHYAY)
Member

West Bengal Real Estate Regulatory Authority