

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

Complaint No. COM-000367(erstwhile WBHIRA)

Anindya Bhukta.....Complainant

Vs.

Riverbank Developers Private Limited..... Respondent

Sl. Number and date of order	Order and signature of Authority	Note of action taken on order
(1) Execution ----- 26.09.2023	<p style="text-align: center;">Today this matter is taken up for Execution Hearing. The final order of this matter was passed on 21.06.2023.</p> <p>The Complainant has filed an application for Execution of the said order of the Authority on 07.08.2023. The Execution application has been received by the Authority on 07.08.2023.</p> <p>Let the said Execution Application of the Complainant be taken on record.</p> <p>Complainant is present in the online hearing filing hazira through email.</p> <p>Advocate Anirban Chatterjee (Mobile No.9836700012) is present in the online hearing today on behalf of the Respondent filing hazira and vakalatnama through email.</p> <p>Heard both the parties in detail.</p> <p>Complainant stated at the time of hearing that he has not received any refund amount from the Respondent till date and therefore the Respondent has not complied the final order of this Authority in this matter dated 21.06.2023 and therefore he prayed for immediate complete execution of this order before the Authority.</p> <p>Respondent stated that he require some more time to make the refund and prayed for necessary permission for payment of the amount as per the order dated 21.06.2023 in 5 (five) instalments, in the first instalment Rs.15,00,000/- will be paid and the remaining amount will be paid in 4(four) equal instalments.</p> <p>Complainant at the time of hearing stated that he will accept the payment by the Respondent in certain instalments, if it is ordered by this</p>	

Authority and the payment is made under the supervision of this Authority.

Respondent also stated that both the parties by amicable discussion has come to a mutual settlement that interest shall be calculated upto 30.09.2023 and Complainant consented to this statement of the Respondent at the time of hearing today.

After hearing both the parties, the Authority is pleased to give the following directions :-

- a) Respondent shall make payment of Rs.15,00,000/- on 28.09.2023 to the Bank Account of the Complainant and the remaining amount, as per the order of this Authority dated 21.06.2023 and calculating the interest upto 30.09.2023, as amicable settled between the parties mutual discussion, shall be paid in 4(four) equal instalments, within 30.11.2023, with a gap of approximately 15 days between consecutive instalments; and
- b) If the Respondent fails / neglects to comply the above order of the Authority, penalty may be imposed upon the Respondent as per the section 38 read with section 61 of the Real Estate (Regulation and Development) Act, 2016, if the Authority thinks fit to do so on the next date of hearing.

The Authority shall review the matter on the next date of hearing.

Fix **05.12.2023** for further hearing and order.



(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