

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

Complaint No. WBRERA/COM (PHYSICAL)000042

Dipali Roy and Binod Roy Complainants

Vs.

Dharitri Infraventure Pvt. Ltd..... Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
01 14.09.2023	<p>Complainant is present in the physical hearing filing hazira and signed the Attendance Sheet.</p> <p>Respondent is absent in the online hearing despite due service of hearing notice through speed post and also by email.</p> <p>Let the track record of due service of hearing notice to the Respondent be kept on record.</p> <p>Heard the Complainant in detail.</p> <p>The case of the Complainant is that they have jointly booked a 2 BHK flat with area of around 500 sq. ft at 1st Floor, South-East road side of the Respondent Company in the year 2021. They have stated that MOU was executed between the two parties on 29.11.2017. As per MOU completion time of the project was 42 months from the date of execution of the MOU. As per MOU, they have paid Rs.2,00,000/-as advance on 29.11.2017 to the Respondent Company. Even after expiry of 67 months, the Respondent Company failed to deliver the possession of the flat to the Complainant.</p> <p>The Complainant prays before the Authority for refund of the principal amount of Rs.2,00,000/-(Rupees two lakhs only) alongwith interest as per RERA Act.</p> <p>After hearing the Complainant, the Authority is pleased to admit</p>	

this matter for further hearing and order and give the following directions:-

The Complainants are directed to submit his total submission regarding their Complaint Petition on a Notarized Affidavit annexing therewith self attested supporting documents and a signed copy of the Complaint Petition and send the original Affidavit to the Authority serving a copy of the same to the Respondent, both in hard and soft copies, within 15 (fifteen) days from the date of receipt of this order through email.

The Respondent is hereby directed to submit his Written Response on notarized affidavit regarding the Complaint Petition and Affidavit of the Complainant, annexing therewith notary attested supporting documents, if any, and send the original to the Authority serving a copy of the same to the Complainant, both in hard and soft copies, within 15 (fifteen) days from the date of receipt of the Affidavit of the Complainant either by post or by email whichever is earlier.

Fix **02.11.2023** 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