

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

Complaint No.WBRERA/COM000451

Anasuya De..... Complainant

Vs

Evania Infrastructure Private Limited..... Respondent

Sl. Number and date of order	Order and signature of the Authority	Note of action taken on order
02 07.08.2024	<p>Complainant (Mob. No. 8777702743 & email Id: anasuyade1970@gmail.com) is present in the physical hearing and signed the Attendance Sheet.</p> <p>Advocate Mr. Tirthankar Basu (Mob. No.7278543329 & email Id: tbasu4559@gmail.com) is present in the physical hearing on behalf of the Respondent filing Vakalatnama and signed the Attendance Sheet.</p> <p>Heard both the parties in detail.</p> <p>The Complainant has submitted a notarized affidavit dated 11.06.2024, containing her full submission regarding this complaint petition, as per the last order of the Authority dated 05.06.2024.</p> <p>Let the said Affidavit of the Complainant be taken on record.</p> <p>The Advocate of the Respondent stated that they have not received any notarized affidavit regarding the Complaint matter from the Complainant till date.</p> <p>The Complainant stated that she has tried to give the delivery of the Affidavit by hand to the Respondent, but the Respondent refused to take the Affidavit.</p> <p>After hearing both the parties, the Authority is hereby pleased to direct the followings:</p> <ol style="list-style-type: none">1. The Complainant shall send a scan copy of her Affidavit and signed copy of the Complaint Petition to the Authority as well as to the Respondent, through email, and a hard copy of her Affidavit to the Respondent, by post, within 7 days from the date of receipt of this order of the Authority through email; and2. 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/self-attested copy of supporting documents, if any, and send the Affidavit (in	

original) to the Authority serving a copy of the same to the Complainant, both in hard and scan 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; and

3. The Respondent is further directed to provide a **Refund Schedule** in his Affidavit stating the number, date and amount of installments for Refund of the Principal Amount of Rs.4,10,193/- alongwith interest @SBI+PLR+2% per annum, for the period starting from the respective dates of payments made by the Complainant till the date of realization;
4. The Respondent is also directed to submit his Written Response on Notarized Affidavit within the stipulated timeline, as directed at (2) above, failing which, no more chance or time shall be given to the Respondent to file his Written Response, for the ends of speedy disposal of justice; and
5. The Respondent is also directed to positively remain present on the next date of hearing, failing which, the Authority shall have no other option but to proceed with ex-parte hearing and disposal of this matter, on the next date of hearing, for the ends of speedy disposal of justice as per the provision of section 29(4) of the Real Estate (Regulation and Development) Act, 2016.

Fix **25.10.2024** for further physical hearing and order. On the next date hearing shall be held physically in the office of WBRERA.


(BHOLANATH DAS)
Member

West Bengal Real Estate Regulatory Authority


(TAPAS MUKHOPADHYAY)
Member

West Bengal Real Estate Regulatory Authority