

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

Complaint No.WBRERA/COM 000064

Dwaipayan Majumdar Complainant


Vs

G.S. Electrocom Private Limited..... Respondent

Sl. Number and date of order	Order and Signature of Authority	Note of action taken on order
01(Execution) 09.04.2023	<p>Today the matter is taken up for execution hearing of the final order passed in this matter on 25.07.2023.</p> <p>Complainant alongwith his Advocate Sayantan Chatterjee are present in the online hearing filing hazira and vakalatnama, as the case may be, through email.</p> <p>Mr. Joydeep Dey, Legal Executive of the Respondent Company being Authorized Representative of it, is present in the online hearing on behalf of the Respondent filing hazira and Authorization through email.</p> <p>Heard both the parties in detail.</p> <p>The Complainant stated that no amount has been received from the Respondent Company till date after passing of the final order on 25.07.2023 and prayed for immediate execution of the same.</p> <p>The Authorized Representative of the Respondent stated that they will start payment from the end of April'2024.</p> <p>The Authority took serious exception to the fact that the Respondent is completely negligent and failed to comply the final order of this Authority dated 27.05.2023 and Authority is of the opinion that penalty may be imposed upon the Respondent Company for non-compliance of the said order of the Authority.</p> <p>After hearing both the parties, the Authority is pleased to give the following directions:-</p>	

- a) The Respondent shall submit a **Refund Schedule on Notarized Affidavit** (in original) before the Authority within 15 days from today, serving a copy of the same to the Complainant, both in hard and scan copies, stating specifically therein the date and amount of installments by which they shall complete the payment as per the final order of the Authority dated 25.07.2023. The Principal Amount of Rs.16,75,696/- shall be paid by the Respondent within three months that is starting from **April'2024 and ending with June'2024** and the interest amount shall be paid within two months thereafter, that is within **August'2024**; and
- b) The Managing Director (M.D) of the Respondent Company Mr. Sanjoy Kumar Ghosh and Director of the Respondent Company Mr. Prosenjit Mukherjee are hereby directed to appear **in person** before the Authority on the next date of physical hearing and they shall submit a explanation on a Notarized Affidavit that why a penalty of Rs.10.00 (Ten) lakhs shall not be imposed upon the Respondent Company for non-compliance of the final order of this Authority dated 25.07.2023; and
- c) Respondent is further directed to start payment as per the **Refund Schedule** to be submitted by them as per direction (a) above and if they fail to make payment as per the Refund Schedule, penalty may be imposed for each day of continuation of default, as per Section 63 of the Real Estate (Regulation and Development) Act, 2016.

Fix **27.05.2024** for further physical hearing and order.



(SANDIPAN MUKHERJEE)

Chairperson

West Bengal Real Estate Regulatory Authority



(BHOLANATH DAS)

Member

West Bengal Real Estate Regulatory Authority