

**ORDER SHEET**

**WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY**


Complaint No. COM-000018 of 2018

Shr. Anango Bhattacharya .....Complainant

AND

Simco System & Infrastructure Solution Limited .....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
1 ----- 14-05-2019	<p>An online complaint was received as per Section 31 of the West Bengal Housing Industry Regulation Act, 2017 vide complain No. <b>COM-000018</b> dated <b>03/12/2018</b> to the WB Housing Industry Regulation Authority from Complainant <b>Shri Anango Bhattacharya of 58/75A, Prince Anwar Shah Road, Lake Gardens, near Dhaka Kalibari, Kolkata - 700045</b> against Respondent <b>Simco System &amp; Infrastructure Solution Limited</b>, and both parties were called for hearing on 18/12/2019.</p> <p>On 18/12/2019, the Complainant did not appear for hearing. The Representative of the Respondent appeared and his attendance was duly recorded.</p> <p>As the Complainant failed to appear at the Hearing, Respondent was directed to appear for a further hearing at the Office of the WB Housing Industry Regulatory Authority, along with relevant documents, if any, on 08/01/2019. The Complainant was also directed to appear at the hearing with relevant documents, if any.</p>	

  
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& corrected  
by me

On 08/01/2019, the Respondent appeared but the Complainant was absent.

The Respondent submitted during the hearing that the matter has been settled with the Complainant amicably.

Since the Complainant was not present during the hearing, the Complainant was directed to submit his submission on the complaint and the next date of hearing was fixed on 7/2/2019.

On 7/2/2019, no hearing was held and the next date of hearing was fixed on 12/03/2019.

On 12/03/2019, during hearing, Respondent appeared and filed hazira. The Complainant was again found absent though notice was served.

During the hearing, the Respondent submitted an e-mail received by him from the Complainant dated 30/01/2019. The Respondent stated that he paid all the dues payable to the Complainant related to the house building loan from UBI. Respondent also stated that in the e-mail Complainant stated that he had taken steps to withdraw the case filed before the WBHIRA Authority.

Since the Complainant is absent, another ~~date~~ date of hearing was fixed on 02/05/2019.

On 02/05/2019, none of the parties appeared during hearing, hence, the next date of hearing was fixed on 14/05/2019.

On 14/05/2019, the Respondent appeared and filed hazira. The Respondent stated that he paid all the dues payable to the Complainant related to the house building loan from UBI. Respondent also stated that in the e-mail Complainant stated that he had taken steps to withdraw the case filed before the WBHIRA Authority. The Complainant was found absent though notice was duly served.



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I have gone through the complaint, the documents submitted by the parties and the submissions of the parties.

It is a fact that the Complainant was found absent on 18/12/2018, 08/01/2019, 12/03/2019, 02/05/2019 and also on 14/05/2019 though notices were duly served. It is found from the e-mail copy submitted by the Respondent wherein the Complainant stated that he had obtained NOC from UBI upon paying the entire loan amount and closing the bank loan and he had taken steps to withdraw the case filed before WBHIRA Authority but WBHIRA Authority has not received any such mail/correspondence from the Complainant. The Complainant was found absent on hearing held on 18/12/2018, 08/01/2019, 12/03/2019, 02/05/2019 and 14/05/2019 though notice was served, it was presumed that he has nothing to say in the matter.

Therefore it is hereby ordered that the matter is disposed of without any direction upon the parties to the present complaint.

Let a copy of the order be communicated to both the parties.



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& corrected  
by me



Designated Authority,  
Housing Industry Regulatory Authority