

**ORDER SHEET**


**WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY**



**Complaint No. COM-000092 of 2019**

**Dr.Subhadip Ghosh.....Complainant**

**AND**

**Evanie Infrastructure Pvt. Ltd.....Respondent**

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
2 ----- 07-08-2019  Dictated & corrected by me 	<p>Representative of the Complainant appeared and filed hazira. Respondent was found absent though, notice was duly served.</p> <p>The Complainant stated that he booked a flat on 06/10/2017 in Evanie Echonest Project by paying Rs.305063/- ( 10% of the total cost of the flat) and also 2<sup>nd</sup> instalment of Rs.4,67,999/- (15% of the total flat price) was paid within 45 days from the date of booking. The Complainant also stated that initially no sale agreement was made. However, agreement of sale was signed on 09/09/2018 and the due date of possession is 40 months from the date of agreement or date of sanction building plan from the competent authority whichever is later.</p> <p>The Complainant stated that as the project has not been registered with West Bengal Housing Industry Regulatory Authority, he would like to opt out from the Evani Echonest Project and seek full refund with interest.</p> <p>As an interim order, the Respondent/Developer is directed to refund the amount paid by the Complainant to the Respondent with compensation as per provisions of the sale agreement executed between the Complainant and the Respondent/Promoter within 15 days from the received of this order as per section 18 of West Bengal Housing Industry Regulation Act, 2017.</p> <p>Respondent/Promoter shall comply the order and shall submit the compliance report accordingly within a week thereafter, failing which , necessary steps may be taken as per provisions of section 61 of West Bengal</p>	

<p>Dictated &amp; corrected by me</p> 	<p>Housing Industry Regulation Act, 2017.</p> <p>Complainant is allowed to adduce further documents in support of the claims, as prayed during the hearing.</p>  <p>Designated Authority, Housing Industry Regulatory Authority, West Bengal.</p>	
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