

**Office of the Housing Industry Regulatory Authority, West Bengal
Calcutta Greens Commercial Complex(1st Floor),
1050/2, Survey Park, Kolkata-700 075**

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NOTICE

Order No. 1 dated 20/12/2019 for Complaint No. **COM-000178** dated **13/11/2019** to the WB Housing Industry Regulation Authority. WB HIRA Authority will take up the complaint for further hearing and orders on **20/01/2020** at **12.00 p.m.** at the Office of the WB Housing Industry Regulatory Authority, Calcutta Greens Commercial Complex (1st Floor), 1050/2 Survey Park, Kolkata-700 075, in accordance with Rule 36 of West Bengal Housing Industry Regulation Rules,2018 (Copy of Order No. 1 dated 20/12/2019 enclosed herewith for compliance).

Both the Complainant and Respondent are directed to appear for hearing on the date and time stated above.

Take a Note to the provision of Rule 36(2)(h) reproduce herein "if any person fails, neglects or refuses to appear, or present himself as required before the Authority, the Authority shall have the power to proceed with the inquiry in the absence of such person or persons after recording the reasons for doing so."

Enclosure : As stated above.


**Secretary,
Housing Industry Regulatory Authority
West Bengal**

No. 1246(2)-HIRA/1C-159/2019

Dated: 30/12/2019

Copy forwarded for information with the direction to appear for hearing as stated above to :

1. Respondent Aar Ess Homes Pvt. Ltd, 16 Rameswar Malia, 1st Bye Lane, 3rd Floor, Howrah, West Bengal, PIN – 711 101 .
2. Complainant: Innogrow Technologies Limited, Innovation Tower, Premises No. 16 – 315, Plot no. DH6/32, Action Area - 1D, Newtown, Rajarhat, Kolkata – 700 156.


**Secretary,
Housing Industry Regulatory Authority
West Bengal**

ORDER SHEET


WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000178 of 2019

Innogrow Technologies LtdComplainant

AND

Aar Ess Homes Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
1 ----- 20-12-2019 Dictated & corrected by me 	<p>Complainant Company is represented by authorised representative. Mr. Biplab Kumar Mani filing hazira.</p> <p>One Mr. Kaushik Majumdar an employee of Respondent Company present and files written prayer signed by Director of the Respondent seeking adjournment on the ground that he is unable to attend today due to medical reasons. A certificate from medical practitioner in support of illness is also enclosed with the prayer.</p> <p>This is stated in the written response filed on behalf of the Respondent that the project could not be completed and possession could not be delivered within 31/03/2018 in terms of sale agreement signed on 31/12/2017 between the parties. Further the Respondent admitted that the project is not yet completed and at present it is under construction with physical progress 70% to 75% and expected to be completed by 31/12/2020 as the project has been handed over to different Company for construction.</p> <p>Heard the Complainant.</p> <p>The Complainant expressed that the Respondent Company did not communicate as regards handing over the project to any other Company and</p>	<p>dispatched on 31.12.19</p>

Dictated
& corrected
by me



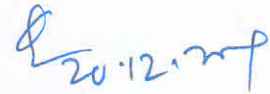
there has been no such provisions in the sale agreement. Respondent Company instead of fulfilling his obligations, transferred the project to different Company without any intimation to the Complainant as buyer, as disclosed in the written submission.

Prayer filed by Respondent Company for adjournment is considered and allowed.

Let this matter be adjourned today.

- Fix this matter for hearing parties on merits of the case on next date of hearing.

Fix 20/01/2020 for hearing and orders.



(ONKAR SINGH MEENA)
Designated Authority,
Housing Industry Regulatory Authority,
West Bengal.