

FORM 'J'
See rule 36(1)

COMPLAINT TO AUTHORITY
Complaint under section 31 of the Act .

For use of Authority(s) office :

Date of filing : 1/31/2020

Date of receipt by post : _____

Complaint No. : COM000278

Signature : _____

Authorized Officer : _____

IN THE HOUSING INDUSTRY REGULATORY AUTHORITIES OFFICE

Calcutta Greens Commercial Complex (1st Floor), 1050/2, Survey Park, Kolkata-700075

Between
MANJULA DE Complainant(s)
And
Evanie Infrastructure Private Limited Respondent(s)

Details of claim :

1. Particulars of the complainant(s) :
(i) Name of the complainant : MANJULA DE
(ii) Address of the existing office / residence of the complainant : RAJGANJ KALITALA NATUNGANJ ,
Purba Bardhaman, Burdwan - I, Bardhaman PS, 713102
(iii) Address of the service of all notice : MANJULA DE
HOUSE NAME: GURUDHAM
RAJGANJ KALITALA
PO: NATUNGANJ
BURDWAN
PIN: 713102

AND

SOHINI DE
C/O SAPTARSI ROY
NATUNGANJ
LANDMARK: OPPOSITE RAJ SCHOOL
PO: NATUNGANJ
BURDWAN
PIN:713102

2. Particulars of the respondents:
(i) Name(s) of the respondent : Evanie Infrastructure Private Limited
(ii) Office address of the respondent : Mouza: Hudarit P.O.- Rajarhat, North 24-Parganas, Rajarhat
Rajarhat, West Bengal, 700135
(iii) Address for service of all notices : EVANIE INFRASTRUCTURE PVT. LTD.
86 GOLAGHATA, VIP ROAD,
GANGA APARTMENT 2ND FLOOR
KOLKATA 700048

AND

EVANIE INFRASTRUCTURE PVT. LTD
594/1 DAKSHINDARI ROAD
BIMA ABASAN FLAT NO: E2/1; 1ST FLOOR
PO: SREEBHUMI

Sohini De

Manjula De

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PS: LAKE TOWN
KOLKATA 700048

AND
EVANIE INFRASTRUCTURE PVT. LTD
86 GOLAGHATA; VIP ROAD
1ST FLOOR JAMUNA APARTMENT
KOLKATA 700048

3. Jurisdiction of the Authority : North 24-Parganas

4. The complainant declares that the subject matter of the claim falls within the jurisdiction of the Authority. Facts of the case:

AS PER LAW, IT IS MANDATORY FOR EVERY REAL ESTATE PROJECT TO GET ITSELF REGISTERED UNDER HIRA WITHIN 3 MONTHS FROM 01/06/2018, WHICH THIS PROJECT FAILED TO DO SO.

AS PER LAW AFTER HIRA CAME INTO EFFECT AS ON 01/06/2018, THE REAL ESTATE PROPERTY OWNER CANNOT SIGN THE FINAL AGREEMENT WITH ITS CUSTOMER UNTILL & UNLESS IT IS UNDER HIRA LEGALLY (OBTAINING HIRA NUMBER) BUT THIS PROJECT DIDN'T ABIDE BY THE LAW AND MADE US SIGN THE AGREEMENT ON 03/09/2018 WHICH IS STRICTLY AGAINST THE LAW OF HIRA

SO I HEREBY WANT TO OPT OUT FROM THIS PROJECT

(give a concise statement of facts and grounds for complaint)

5. Relief(s)

In view of the facts mentioned in paragraph 4 above, the complainant prays for the following relief(s) :

I WANT THE FULL REFUND OF THE AMOUNT PAID BY ME WITH THE CASH BACK OFFERED ON THE TIME OF BOOKING ALONG WITH THE INTEREST ON THAT PAID AMOUNT ACCORDING TO THE LAW OF HIRA

AMOUNT PAID:

23/10/2017: RS 50000/- (CARD PAYMENT)
30/10/2017: RS 450000/- (CHEQUE PAYMENT CH NO: 056594)
11/06/2018: RS 51000/- (CHEQUE PAYMENT CH NO: 056598)
25/02/2019 : RS 26786/- (CASH BACK AMOUNT)

TOTAL AMOUNT DEPOSITED: RS 577786/-

(Specify below the relief(s) claimed explaining the grounds of relief(s) and the legal provisions (if any) relied upon)

6. Interim order, if prayed for:

Pending final decision on the complaint the complainant seeks issue of the following interim order:

(Give here the nature of the interim order prayed for with reasons)

7. Complainant not pending with any other court, etc:

The complainant further declares that the matter regarding which this complaint has been made is not pending before any court of law or any other authority or any other tribunal(s).

8. Particulars of bank draft in respect of the fee in terms of sub-rule (1) of rule 36:

- (i) Amount : 1000
(ii) Name of the bank on which drawn : BillDesk Online Payment

9. List of enclosures :

(Specify the details of enclosures with the complaint)

Sobinide

Manjula de

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2017 PAYMENT DETAILS

2018 PAYMENT DETAILS

AGREEMENT COPY 1ST PAGE

CASH BACK DETAILS

Verification

I **MANJULA DE** son / daughter of **HARALAL PAUL** the applicant do hereby verify that the contents of paragraphs (1 to 7) are true to my personal knowledge and belief and that I have not suppressed any material fact(s).

Place : *Purba Bardhaman*

Date : *31.01.2020.*

Manjula De
Sohini De (Co-applicant)

Signature of the applicant(s)