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 : 2/7/2020

Date of receipt by post :

Complaint No. : COM000285

Signature :

Authorized Officer :

IN THE HOUSING INDUSTRY REGULATORY AUTHORITIES OFFICE

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

Between
Subhamoy Das   Complainant(s)
And
Evanie Infrastructure Private Limited   Respondent(s)

Details of claim :

1.   Particulars of the complainant(s) :
    (i)   Name of the complainant : Subhamoy Das
    (ii)   Address of the existing office / residence of the complainant : Village- Pasang, P.o. - Pasang Near pasang High School, West Midnapore, Debra, Dobra, 721124
    (iii)   Address of the service of all notice : Subhamoy Das

Flat# 6N, Tower-3
Nabadiganta Abason
Chiriamore, Kaikhali
Kolkata - 700052

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 : 81 Golaghata VIP road

Flat# 1B
Radhakunja Apartment
Kolkata 700048
West Bengal

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:
    I Subhamoy Das, application no-EEN001824 booked a flat(2 BHK) in Evanie Eco Nest project on19th August 2017. I made an advance payment for booking Rs-3,71,940 to Evanie Infrastructure Pvt. Ltd. Therefore I cancelled the same booking on 6th April 2019 and applied for refund. As I was not satisfied with the development progress of the project. As discussed with company executive Mr. Ranjan Panda and the letter forwarded to me.I was supposed to get the amount back in installments in 5 months starting from the month of June,2019 till month of November,2019. After they have breached the above mentioned date I reached out to the general manager Mr. Arnab Roy and received Rs-20000 on 31st August,2019 and Rs-40000 on 20th November,2019.

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

5.   Relief(s)

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After receiving the last refund of Rs-40000 I tried to reach out to Mr. Arnab Roy over phone but he never received. After that I tried to meet him at his office but I was told he is not present. I am hereby lodging a complaint against Evanie Infrastructure Pvt. Ltd, and Mr. Arnab Roy for breaching the contract and not paying me my full refund. Also I demand the rest of the amount with proper interest.

(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)

Cancellation Form

Cancellation request

Cancellation request receipt

Payment Receipt1

Payment Receipt2

refund request letter

Refund scheduled

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Verification

I **Subhamoy Das** son / daughter of **Subir Kumar Das** 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 : **Kolkata**

Date : 17/02/2020

Subhamoy Das
Signature of the applicant(s)