

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 : 3/6/2020

Date of receipt by post : _____

Complaint No. : COM000339

Signature : _____

Authorized Officer : _____

IN THE HOUSING INDUSTRY REGULATORY AUTHORITIES OFFICE

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

Between
BHARAT LAL AGARWALA Complainant(s)
And
MATRIX CONSTRUCTION Respondent(s)

Details of claim :

1. Particulars of the complainant(s) :
 - (i) Name of the complainant : BHARAT LAL AGARWALA
 - (ii) Address of the existing office / residence of the complainant : 37 Gopal Ghat Lane Khagra, Murshidabad, Berhampore, Berhampore, 742103
 - (iii) Address of the service of all notice : 37 Gopal Ghat Lane Khagra, Berhampore
2. Particulars of the respondents:
 - (i) Name(s) of the respondent : MATRIX CONSTRUCTION
 - (ii) Office address of the respondent : 2/1B/1 BIDHANNAGAR ROAD ,Kolkata,Kolkata Ultadanga,West Bengal,700067
 - (iii) Address for service of all notices :
3. Jurisdiction of the Authority : Kolkata
4. The complainant declares that the subject matter of the claim falls within the jurisdiction of the Authority. Facts of the case:

We had filled up a form (Application No. 7645 on 31/08/2015) applying for Plot No.-D29 for the proposed project "ROYAL ENCLAVE". IN THIS CONNECTION WE HAD PAID Rs..25000/- in United Bank of India, A/c Name- Dharitri Infraventure Pvt Ltd, A/c No. 0865050010113 vide Challan No. 007645 Dt.31.08.2015 by Cheque No.384260 of Axis bank. Suddenly on 14.10.2015 we received an email that a lucky draw was held on 02/10/2015 and we were chosen as lucky client and we needed to pay 10% within 15 days i.e. before 17.10.2015. This created suspicion in our mind and we visited the proposed site on 16.10.2015 only to find out that cultivation was going on in the proposed plot of construction. So, immediately we applied for refund of our application money vide our letter dated 16.10.2015. Since then we have written many emails to them but in vain. We have even visited their office and submitted a form for refund of application money on 11.01.2018 which they have duly stamped and received . But till date we did not get either our desired plot of land or refund of application money.

(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) :

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So, please arrange for either of the following reliefs:

1. Allotment of the applied plot of land
2. Refund of application money with interest and compensation

(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)

APPLICATION FORM

COPY OF EMAIL DT. 14.10.2015

PAYMENT CHALLAN DT. 31.08.2015

REFUND FORM 11.01.18

REFUND LETTER 16.10.15

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Verification

I BHARAT LAL AGARWALA son / daughter of LT. GORAKHMAL AGARWALA 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 : *BERHAMPORE (WB)*

Date : *06-03-2020*

Bharat Lal Agarwala

Signature of the applicant(s)