

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 : 4/11/2021

Date of receipt by post : _____

Complaint No. : COM000713

Signature : _____

Authorized Officer : _____

IN THE HOUSING INDUSTRY REGULATORY AUTHORITIES OFFICE

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

Between

Subhra Barua Complainant(s)

And

Soumita Construction Pvt Ltd Respondent(s)

Details of claim :

1. Particulars of the complainant(s) :

- (i) Name of the complainant : Subhra Barua
- (ii) Address of the existing office / residence of the complainant :
- (iii) Address of the service of all notice : 31/1 Basudevpur Road, Po sarsuna Kolkata 700061

2. Particulars of the respondents:

- (i) Name(s) of the respondent : Soumita Construction Pvt Ltd
- (ii) Office address of the respondent : Nepalgunj Road Daulatpur Opp CINI 2 ,South 24-Parganas, Bishnupur - I Bishnupur, West Bengal, 700104
- (iii) Address for service of all notices : 186 Rajarhat Main Road Kolkata 700157

3. Jurisdiction of the Authority : South 24-Parganas

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

In response to their lucrative advertisement , on 14th November 2015, I booked one 2BHK flat in Tower-01 in The County underconstruction project with initial booking amount of Rs 25000/- vide chq no 450320 drawn on Yes Bank. I received allotment letter on 16.11.2015 and after completion of down payment of Rs4,82,132, I applied for Home Loan from UBI Bank which had already preapproved the project. UBI sanctioned limit of Rs 1990000/- and out of which disbursed Rs15,26,933/- . Total Project cost is 2212150, out of which already payment received by the developer is 20,09,065 for the Bank & buyer. Presently the project is haunted, no activity seen hence agreement is also violated.

(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 have been mentally and physically tormented by developer for last 2 years. Under such circumstances it is desirable that the developer clear the dues of the bank directly compensate me adequately for the prolonged harassment.

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

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6. Interim order, if prayed for:
Bank is aware of all the facts about the developer's intention. Still harassing me and I am becoming easy victim for them.

Pending final decision on the complaint the complainant seeks issue of the following interim order:
Please help to get Justice!

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

7. Complainant not pending with any other court, etc:
I have also file case with Consumer Forum Case No CC/1/2020 and filing date is 02/01/2010. As now of result of the case is none. Though Bank has appeared twice still they are harassing me. Please help to get justice !

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)

Property Document

Verification

I **Subhra Barua** son / daughter of **Sadhan Chandra Mondal** 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 : 11/04/2021

Subhra Barua,

Signature of the applicant(s)