

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 : 5/4/2021

Date of receipt by post : _____

Complaint No. : COM000736

Signature : _____

Authorized Officer : _____

IN THE HOUSING INDUSTRY REGULATORY AUTHORITIES OFFICE

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

Between
PARANTAP GHOSH Complainant(s)
And
AJAY PAUL Respondent(s)

Details of claim :

- Particulars of the complainant(s) :
 - Name of the complainant : PARANTAP GHOSH
 - Address of the existing office / residence of the complainant :
 - Address of the service of all notice : 10B, SANTOSH PUR EAST ROAD, KOLKATA - 700075
- Particulars of the respondents:
 - Name(s) of the respondent : AJAY PAUL
 - Office address of the respondent : 5/E, SANTOSH PUR AVENUE, KOLKATA - 700075
 - Address for service of all notices : 5/E, SANTOSH PUR AVENUE, KOLKATA - 700075
- Jurisdiction of the Authority :
- The complainant declares that the subject matter of the claim falls within the jurisdiction of the Authority. Facts of the case:

My mother late Krishna Ghosh had purchased an open parking space of 200 sq ft from the developer vide deed no I03823, 20-06-2005, under DSR - III, South 24 parganas, Alipore, West Bengal. The erstwhile owner has intentionally locked up one of the entrances of the garage as well as erected a shop in the other entrance. The shop is not presently in use but they have not provided any access to the garage. We are having a very old Fiat, which is being forcefully locked up by them. When we are asking for the key to the garage, we are being threatened by them. We have lodged a formal diary in the local police station - Survey Park, under Kolkata police, but we are in no luck of access to the Garage. We need the access please. The diary Number is 173 dt 03/01/2021, in Survey park Police Station. Please also note that, the person intentionally blocking the garage is Mr. Kinkar Das (originally his father Mr Bhudhar Chandra Das had intentionally obstructed the entry of the garage and his negative legacy is being carried forward by his incorrigible sons - more than 5 in number and they have the intention of threatening us for this matter), who is presently holding the keys to the garage. His contact number is - +919831074461. I have been instructed by the police personnel to first lodge a civil suit against Mr. Kinkar Das who is illegally occupying the garage and blocking the entrance as well as this is a CIVIL case, not a criminal one, and then they will speak with Mr. Kinkar Das. But Sir, I am stressing upon the fact that, a lot of time has been passed (more than 10 years of the blockage) and I want to get the immediate action and hence I want your help. Address of the garage - Purnima Apartments, 6, East Road, Santoshpur, Kolkata - 700075. Address of Mr. Kinkar Das - 6, Santoshpur East Road, Kolkata - 700075. (He is staying in the house beside Purnima Apartments and the properties have the same address), contact number is +91983107446. The developer Mr. Ajoy Pal is also

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

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5. Relief(s)

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

We need the complete occupancy of the garage as mentioned in the deed, as well as the ingress and egress paths.

(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:

Whatever the Judge may suitably decide.

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

We need the complete occupancy of the garage as mentioned in the deed, as well as the ingress and egress paths.

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

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

NA

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)

Garage deed first page and other relevant documents

Verification

I PARANTAP GHOSH son / daughter of PRADIP KUMAR GHOSH 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 : 04/05/2021

Parantap Ghosh

Signature of the applicant(s)