

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 : 3/13/2021

Date of receipt by post : _____

Complaint No. : COM000682

Signature : _____

Authorized Officer : _____

IN THE HOUSING INDUSTRY REGULATORY AUTHORITIES OFFICE

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

Between

Aruna Mukherjee Complainant(s)

And

Bengal Shapoorji Housing Development Pvt Ltd

Respondent(s)

Details of claim :

1. Particulars of the complainant(s) :

(i) Name of the complainant : Aruna Mukherjee

(ii) Address of the existing office / residence of the complainant : T1 B 10/19, Lakeview Housing Complex
Dumurjala , Howrah, Domjur, Jagacha, 711104

(iii) Address of the service of all notice :

2. Particulars of the respondents:

(i) Name(s) of the respondent : Bengal Shapoorji Housing Development Pvt Ltd

(ii) Office address of the respondent : Shukhobrshti Spandan Plot no. E1 & E2, North 24-Parganas, Rajarhat
New Town, West Bengal, 700156

(iii) Address for service of all notices :

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:

Vide application number P6/101087 was allotted a flat, Apt no. : E/401/0301 along with parking no. E/401/S09-2 wheeler in still parking in July 2016. In accordance with clause 14, titled "possession", the possession of the apartment and parking space in this Spandan residential building was supposed to be handed over within 24 months from the date of allotment. Even after several complaints, the payment of all installments, including application and allotment charges, the possession of the flat has not been handed over till date, ie. 4 years after the initial promised date. Several times, the promoter made vague promises to hand over the property but did not materialize.

(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 am a senior citizen, single woman and a retired teacher by profession. I was eager to take the possession of the flat as my "old age home" and I was diligent enough to pay the entire sum of money within the asked time. But due to the negligence of the promoter, they have failed to hand over the allotted premises. Additionally, I am suffering from renal disease. I would pray for immediate possession and handover of the said flat by the promoter, proving me peace and serenity at this age and health conditions.

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

FORM 'J'
See rule 36(1)

COMPLAINT TO AUTHORITY
Complaint under section 31 of the Act

6. Interim order, if prayed for:

Due to my ongoing treatment at a reputed hospital in Kolkata, I am having to pay a rent of 15k to stay in a flat in Kolkata. So I would like to be compensated for it till the possession of my promised property.

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)

letter of allotment

Verification

I Aruna Mukherjee son / daughter of Late A.K. Mukherjee 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 : Howrah

Date : 13/3/21

Aruna Mukherjee

Signature of the applicant(s)