

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000509

Santipriya Brahma..Complainant

AND

Simoco Telecommunications(South Asia) Limited.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
1 ----- 15-10-2020	<p>The Complainant is present in the online hearing filing hazira through email.</p> <p>Authorized representative of the Respondent is also present in the online hearing filing hazira through email.</p> <p>Heard both the parties at length.</p> <p>The case of the Complainant is that he booked a 2BHK flat against application No. 626567 in July 2014. The flat No. 5B in the 5th floor in Building No. 2B8 was allotted to him. Till May 2017 Rs. 13.69 lacs was paid by the Complainant. Only one installment is remaining which was supposed to be paid during possession from the end of the Complainant. Recently, the Complainant visited the project site at Satuli and found that only 40% of the construction is completed at present. He was supposed to get possession of the said flat by January 2018. Therefore, nearly 3 years have been passed from the schedule date of delivery of flat.</p> <p>In view of the above facts, the Complainant prays for relief of immediate possession and ready to move flat either 3BHK, 2BHK or 1 BHK except in the ground floor after adjusting the amount i.e. Rs.30.69 lacs with interest</p>	

(contd. to pg 2

and penalty as the flat booked by him was not delivered to him in scheduled time i.e. by January 2018 as per the agreement for sale dated 02.04.2015. The authorized representative of the Respondent submitted that they require sometime to file Written Response to the complaint petition.

After hearing both the parties the Authority is pleased to admit the matter for further hearing as there are sufficient grounds to proceed further as per Rule 36 sub Rule(2) of the WBHIRA Rules 2018.

The Complainant is directed to submit his total submission regarding this matter in a notarized affidavit annexing therewith self-attested photo copies of supporting documents and a signed copy of the complaint petition and send it to the Authority by speed post or by hand delivery and also send a scan copy through email within 4 weeks from the date of receipt of this order by email after serving a copy to the Respondent by the same way.

The Respondent is directed to file Written Response to the complaint petition on a notarized affidavit annexing therewith supporting documents and send it to the Authority by speed post or by hand delivery and also email a scan copy of the same within 4 weeks from the date of receipt of this order after serving a copy to the Complainant.

Fix 10.02.2021 for further hearing and order.

Sd/-
(HAR GOBIND SINGH)
Member

West Bengal Housing Industry Regulatory Authority

Sd/-
(TAPAS MUKHOPADHYAY)
Member

West Bengal Housing Industry Regulatory Authority

Certified to be true copy:

date

SOMA DE, WBLR
Special Law Officer
Housing Industry Regulatory Authority
West Bengal