

ORDER SHEET


WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000140 of 2019

Nepal Kashi Sharma.....Complainant

AND

Shubham Construction.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
2 ----- 10-12-2019 Dictated & corrected by me 	<p>Complainant is present.</p> <p>Respondent is represented by Ld. Advocate filing vakalatnama.</p> <p>Respondent did not file any written response though it appears from the record of hearing that on 21/10/2019 Ld. Advocate Miss Ipsita Mukherjee was granted time to file written reply on complaint petition on her prayer and therefore, response of the Respondent is not confirmative with the assurance given before this Authority at the time of hearing.</p> <p>Ld. Advocate of the Respondent today offered possession of the property immediately on payment of balance dues by the Complainant and also agreed to get property inspected within a week from today to the satisfaction of the Complainant before delivery of possession.</p> <p>It is submitted by the Complainant that demand raised by the Respondent for payment of Rs.7,52,587/- on 10/07/2019 was disputed by the Complainant in its reply to the Respondent dated 06/08/2019, claiming that GST rates should be as applicable on sale of flats, which according to the Complainant is not 12% as calculated by the Respondent and further the Complainant sought possession within 15 days of receipt the reply.</p>	

Dictated
& corrected
by me



Documents filed by Complainant are taken on record.

Taking into consideration submissions and material evidence on record and *as*
ad interim relief this is

Ordered.

that the Respondent shall facilitate inspection of the flat by Complainant within a week from receipt of this order and thereafter, hand over possession within two weeks of payment of due amount as admissible with GST amount to be realised at the rate of admissibility of GST.

Let this matter be fixed for further hearing and final order on 07/01/2020.



(ONKAR SINGH MEENA)

Designated Authority,
Housing Industry Regulatory Authority,
West Bengal.