

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000310 of 2020

Eqbal Mahal Suraia.....Complainant

AND

Usashi Realstates Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
1 ----- 13-08-2020 Dictated & corrected by me	<p>The daughter of the Complainant as authorized representative of the Complainant is present in the online hearing. she has filed his hazira and authorization through email today:</p> <p>Shri Gourab Banerjee, Ld. Advocate representing the Respondent is also present in the online hearing and filed hazira and vakalatnama through email.</p> <p>Heard both the parties in detail.</p> <p>The case of the complainant is that she booked in the year 2017, a flat in the Kingtown (Newtown) project of the Respondent company.</p> <p>She has made a total payment of Rs.3,14,277/- to the Respondent in this regard.</p> <p>It is claimed by the Complainant that progress of the project is not at all according to the assurance and the timeline as agreed between the parties.</p> <p>Therefore, the Complainant prays order for refund of entire payment made</p>	

by her.

The Respondent submitted that he will return the amount paid by the Complainant in some installments after deducting the service taxes.

After hearing both the parties, this Authority is satisfied to proceed for further hearing in terms of Rule 36(2)(e) of WBHIRA Rules, 2018 and accordingly Complainant is directed to send a copy of the signed Complaint petition and self attested photo copies of supporting documents e.g Advertisement of the project, brochure of the project, allotment letter, General Terms and Conditions, Agreement for Sell, all money receipts, correspondences between the parties and/or any other related documents which she has in her possession, to the Authority by speed post and also via email with copy of the same to the Respondent in the same way, within one week from the date of receipt of this order via email.

The Respondent is directed to submit Written Response to the Complaint Petition on Affidavit containing the Refund Schedule with Specific Dates and Amount of refund by speed post and also by email to this Authority and send a copy of the same to the Complainant in the same way, within three weeks from the date of receipt of this order via email.

Fix 22/09/2020 for further hearing and orders in this matter.

Sd/-

(HAR GOBIND SINGH)

Member

West Bengal Housing Industry Regulatory Authority

Sd/-

(SANDIPAN MUKHERJEE)

Chairman

West Bengal Housing Industry Regulatory Authority

Dictated
& corrected by
me

certified to be true copy.

Soma De

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