

ORDER SHEET


WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY


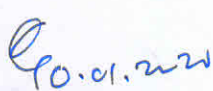
Complaint No. COM-000177

Microsec Resources Pvt. Ltd.....Complainant

AND

Keventer Projects Ltd.....Respondent

| Sl. Number and date of order | Order and signature of Officer | Note of action Taken on order |
|---|---|-------------------------------|
| 2 ----- 10-01-2020 Dictated & corrected by me  | <p>Complainant is present filing hazira.</p> <p>Respondent is represented by Ld. Advocate filing vakalatnama.</p> <p>Written objection on affidavit has been filed by the Respondent, serving a copy to the Complainant at the time of hearing, which is taken on record.</p> <p>Heard both the parties.</p> <p>It is disclosed in the written prayer of the Respondent, also admitted by the Complainant at the time of hearing, that same cause of action has been disposed by West Bengal Consumer Dispute Redressal Commission , Kolkata in the complaint case no. CC-467,468,473,474 and 475 of 2017. The case was decided on contest and judgement was passed on 01/10/2018.</p> <p>This Authority is limited by principles of Res-Judicata and accordingly the complaint petition which did not disclose this fact at para 7 of J is liable to be dismissed without any orders.</p> <p>Complainant insisted that complaint petition is maintainable under WBHIRA Act, 2017, though no written prayer has been made. Complainant also claimed that the project is on going and comes under mandatory registration under section 3 WBHIRA Act, 2017. Complainant was asked to make his submissions on oath in support of his claim but he chooses to decline to such offer at the time of hearing.</p> | |

| | | |
|---|--|--|
| <p>Dictated & corrected by me</p>  | <p>This Authority after examining the submissions and circumstances stated above decided to allow last opportunity to the Complainant to file his written response on the prayer of the Respondent as copy has been served today only at the time of hearing. Such response on affidavit be filed in a week, serving copy to Respondent.</p> <p>This matter will be heard taken up on 29/01/2020 before final hearing and orders.</p> <p> (ONKAR SINGH MEENA) Designated Authority, Housing Industry Regulatory Authority Govt. of West Bengal.</p> | |
|---|--|--|