

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No.COM-000251(Execution)

Aditi Bhattacharjee.....Complainant

AND

Rudradeb Ghosh alias Pintu Ghosh.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
1(Execution) ----- 09.03.2021	<p>Complainant is present in the online hearing filing hazira through email.</p> <p>The Respondent is absent despite due service of notice. Let the service return be kept on record.</p> <p>This matter was disposed of by the Authority by passing the final order dated 12.03.2020 directing the Respondent to refund the entire amount of Rs.7(seven) lakhs paid by the Complainant along with interest as per the agreement executed between the parties on 16.8.2018, for the period from the date of payment to 31.05.2018 and at the rate of SBI PLR+2% from 01.06.2018 till the date of final payment of refund. It was also directed to refund the amount to the bank account to the Complainant by bank transfer, with 45 days from the date of communication of this order.</p> <p>The Complainant submitted an application to the Authority with the request to execute the final order of this Authority mentioned above. The execution application was received by the Authority on 13.11.2020. It has been taken into record and this matter has been taken up today for execution hearing.</p>	

The Authority is of the considered view that the Respondent is deliberately and intentionally violating the final order of this Authority. Therefore, this matter is required to be sent to the District Collector of appropriate jurisdiction for recovery of the refund amount as per the final order of this Authority, dated 12.03.2020, as arrears of land revenue in the manner as provided in the Bengal Public Demand Recovery Act, 1913, as per the provisions contained in Section 40(1) read with Rule 27 of the West Bengal Housing Industries Regulation Act, 2017(WBHIRA Act, 2017) and Rule 27 of the West Bengal Housing Industries Regulation Rules, 2018 (WBHIRA Rules, 2018).

It is hereby ordered,

that the final order of this Authority for this matter, dated 12.03.2020, is hereby send to the District Collector, North-24-Parganas, as per the provisions contained in Section 40(1) of the WBHIRA Act, 2017, read with Rule 27 of the WBHIRA Rules, 2018, for recovery of the amounts due as arrears of land revenue in the manner as provided in the Bengal Public Demand Recovery Act, 1913.

The District Collector shall initiate a certificate case for recovery of the amounts due as per final order of this Authority, dated 12.03.2020 and submit the compliance report to this Authority within 3 months from the date of receipt of this order.

Secretary, WBHIRA is hereby directed to send the certified copy of the order dated 12.03.2020 and certified copy of today's order, the signed complaint petition, the money receipts submitted by the Complainant, to the District

Collector, North-24-Parganas.

Complainant is at liberty to pursue with this matter in the office of District Collector, North-24-Parganas.

Copy of this order shall be sent to the Complainant and also to the Respondent in all their addresses by speed post and also through email to all their addresses and email ids.

This matter shall be listed in the month of August, 2021, for submission of the compliance report.



(SANDIPAN MUKHERJEE)

Chairperson

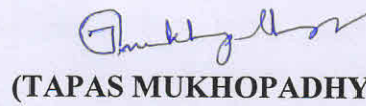
West Bengal Housing Industry Regulatory Authority



(HAR GOVIND SINGH)

Member

West Bengal Housing Industry
Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Housing Industry
Regulatory Authority