

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000465

Gautam Kalawatia.....Complainant

AND

Ideal Real Estates Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
1 ----- 07.04.2021	<p>Complainant is present in the online hearing filing hazira through email. Respondent is absent despite due service of notice. Let the service return be kept on record.</p> <p>Heard the Complainant at length.</p> <p>The case of the Complainant is that he booked a flat in the project named 'Ideal Green' of the Respondent on 28<sup>th</sup> July, 2019, and the Respondent was under the obligation to deliver the possession of the flat by September, 2020. Till date the Complainant has paid Rs.25,81,038/- to the Respondent for this purpose.</p> <p>✓ Complainant ✓ Complainant prays for the refund of entire amount of Rs., 25,81,038/- from the Respondent alongwith interest as per law as the progress of the construction in the project site is not at all satisfactory and as per the Complainant only 20% of the work has been done till date.</p> <p>After hearing the Complainant, the Authority is of the view that there exists prima-facie sufficient ground to admit this matter and proceed for further hearing as per Rule 36(2) of WBHIRA Rules, 2018, and the Complainant is hereby directed to submit on a Notarized Affidavit his total submission regarding this Complaint Petition, annexing therewith a signed copy of the Complaint Petition and other supporting documents viz., Photocopy of Allotment Letter, Agreement for Sale, Copy of Money Receipts and other Correspondences with the Respondent.</p>	

The Complainant is directed to send original copy of the affidavit to the Authority by speed post or by hand delivery and e-mail a scan copy within 3 weeks from the date of receipt of this order by e-mail, after serving a copy of the Affidavit to the Respondent, by speed post and also by e-mail.

Respondent is directed to submit their Written Response to the Complaint Petition on a notarized affidavit, annexing therewith supporting documents, if any, and send the affidavit to this Authority by speed post or by hand delivery and also by e-mail a scan copy, within 3 weeks from the date of receipt of the affidavit of the Complainant, after serving a copy of his affidavit to the Complainant, by speed post and also by e-mail.

Fix 8/7/21 for further hearing and order.

*Sandipan Mukherjee*

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Chairperson

West Bengal Housing Industry Regulatory Authority

*Har Govind Singh*

**(HAR GOVIND SINGH)**

Member

West Bengal Housing Industry

Regulatory Authority

*Tapas Mukhopadhyay*

**(TAPAS MUKHOPADHYAY)**

Member

West Bengal Housing Industry

Regulatory Authority