

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000071

Sushobhan PaulComplainant

AND

Amithabh Roy.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
6 04-02-2020	<p>Both parties are present filing hazira.</p> <p>Respondent filed a prayer seeking another date and time for appearance before this Authority as directed in Authority's order dated 10/01/2020, citing medical emergency today.</p> <p>The prayer is considered.</p> <p>Respondent may appear on 06/02/2020 at 10.30 a.m.</p> <p>A reply to the show cause notice in terms of Authority order dated 10/01/2020 has been filed on behalf of the Respondent, which is taken on record. Copy of such reply is served upon the Complainant at the time of hearing.</p> <p>I have gone through the contents of the reply which stated that a sum of Rs.2,49,300/- has been refunded to the Complainant on 20/11/2017 and duly credited in the bank account of the Complainant. This fact is not disputed by the Complainant at the time of hearing and the amount of refund stated in Authority order dated 04/12/2019 i.e. Rs.11,10,460/- to be refunded within March, 2020 stands validated and confirmed by the parties.</p> <p>It is also claimed that the Complainant did not provide the bank account details to the Respondent and this is because of this reason that the Respondent could not comply the order of the Authority dated 04/12/2019 and prayed to accept such reasons for not complying the order.</p>	

Dictated
& corrected
by me



Dictated
& corrected
by me



It is submitted on behalf of the Complainant that the bank account details were emailed to Respondent on 09/01/2020, which does not seem to have been received by the Respondent. No confirmatory email delivery report could be produced by the Complainant and the email address as printed on the information slip provided by the Complainant does not conclusively confirm receipt of the such communication by the Respondent.

Heard the parties.

This Authority is satisfied about explanation of Respondent.

Bank account details as provided by the Complainant during hearing are as follows :

Bank Account No.129301505528

Bank Name ICICI,

Branch name -ICICI Kolkata, AJC Bose Road,

IFSC Code-ICIC0001293.

These bank details have been provided to the authorised representative of the Respondent who is present at the time of hearing today.

Let Respondent transfer the due amount of instalments which was payable during the month of December, 2019 and January, 2020 (at least Rs.5 lakhs) within 5th February, 2020 and make payment of balance amount within March 2020 as already stated in the Authority order dated 04/12/2019.

Be it noted that Respondent shall pay additional amount of Rs.12,000/- as penal interest for delay in making payment of instalments of December, 2019 and January, 2020, which shall be paid with the monthly instalment for month of February, 2020.

Let Respondent submit compliance at the time of appearance on 6th February, 2020 at 10.30 a.m.


(ONKAR SINGH MEENA)
Designated Authority.

Housing Industry Regulatory Authority,
West Bengal.