

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000203


Priyam Ghosh.....Complainant

AND

Nestwood Estates Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
1 <u>16-03-2020</u>	<p>Shri Subhadip Ghosh, brother of the Complainant Shri Priyam Ghosh, is present filing hazira.</p> <p>Respondent is absent despite due service of notice as per service record. Let the service return be taken on record.</p> <p>Heard the complainant.</p> <p>This is the case of the Complainant that he booked one self contained 3 BHK flat measuring 1050 sq ft approximately in the housing complex known as Nestwood Maple' of the Respondent Company with total consideration value of Rs.18,90,000/-. Till date he has paid Rs.2,83,500/- to the Respondent in this regard. An 'Agreement for Sale' was executed between the Complainant and Respondent on 15.07.2017. It is claimed by the Complainant that progress of the project is not according to the assurance and the timeline as agreed between the parties and recorded in the sale agreement. Complainant did not get delivery of possession within the year 2019 as agreed between the parties. Complainant prays order for refund of entire deposit along with admissible interest in terms of provisions of WBHIRA Act, 2017.</p>	

Dictated
& corrected
by me



The Complainant submitted self attested photocopies of necessary documents in support of his case at the time of hearing today.

Let the documents be taken on record. Complainant is directed to send a copy of the same to the Respondent.

Dictated
& corrected
by me




This Authority is satisfied to proceed further in terms of Rule 36(2) of WBHIRA Rules, 2018 and accordingly issue notice to the Respondent to submit written response on affidavit within two weeks from the date of receipt of this order, serving a copy to the Complainant.

The Respondent is also directed to show cause as to why ex-parte hearing shall not be done against him in this matter if he remain absent even on the next date of hearing.

Fix this matter for further hearing and order on 09/04/2020.

[The next date of hearing of this matter shall be duly notified by speed post, email and also by notice in the website of the WBHIRA.]


(ONKAR SINGH MEENA)
Designated Authority,
Housing Industry Regulatory Authority,
West Bengal.