

ORDER SHEET


WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000179 of 2019

Topview Enclaves LLPComplainant

AND

Aar Ess Homes Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
1 ----- 20-12-2019 Dictated & corrected by me 	<p>Complainant Company is represented by authorised representative Mr. Sanjay Agarwal filing hazira.</p> <p>One Mr. Kaushik Mazumdar an employee of Respondent Company present and files written prayer signed by Director of the Respondent seeking adjournment on the ground that he is unable to attend today due to medical reasons. A certificate from medical practitioner in support of his illness is also enclosed with the prayer.</p> <p>Let the written prayer alongwith medical certificate be taken on record.</p> <p>This is stated in the written response filed on behalf of the Respondent that the project could not be completed and possession could not be delivered within 31/03/2019 in terms of sale agreement signed on 31/12/2017 between the parties. Further the Respondent admitted that the project is not yet completed and at present it is under construction with physical progress 70% to 75% and expected to be completed by 31/12/2020 as the project has been handed over to different Company for construction.</p> <p>Let the Written Response of the response be taken on record.</p>	

Heard the Complainant.

Dictated
& corrected
by me



The Complainant expressed that the Respondent Company did not communicate as regards handing over the project to any other Company and there has been no such provisions in the sale agreement. Respondent Company instead of fulfilling his obligations, transferred the project to different Company without any intimation to the Complainant as buyer, as disclosed in the written response.

Prayer filed by Respondent Company for adjournment is considered and allowed.

Let this matter be adjourned today.

Fix this matter for hearing the parties on merits of the case on next date of hearing.

Fix 20/01/2020 for further hearing and orders.



(ONKAR SINGH MEENA)

Designated Authority,

Housing Industry Regulatory Authority,

West Bengal.