

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000042 of 2019

Tuhin Kumar Majumdar.....Complainant

AND

Suman Jana & Others.Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
2 ----- 30.08.2019 Dictated & corrected by me [Signature]	<p>An online complaint was received as per Section 31 of the West Bengal Housing Industry Regulation Act, 2017 vide complaint No. COM-000042 dated 24/02/2019 at the WB Housing Industry Regulatory Authority from Complainant Tuhin Kumar Majumdar of Sushila Apartment, Flat no. 303, Block 5, Madhyamgram, Doharia, Saitesh nagar, Mujibur Raheman Road Post- Ganganagar, Dist- 24 Parganas North, W.B. 700132, North 24-Parganas, Barasat - II, Madhyamgram I.C., Pin-700132 against the Respondent Suman Jana of Dharitri Infraculture Pvt. Ltd. Salt Lake, Sector V, DN-51, Merlin Infinite, 6th floor Suite – 606, Saltlake city, Kolkata- 700091 and as per Rule 36 of the West Bengal Housing Industry Regulation Rules, 2018, an enquiry was initiated for the alleged contravention and the Respondent and the Complainant were directed to appear before this Authority.</p> <p>Accordingly, after hearing both sides the matter was disposed of by the Authority vide order dt. 14/05/2019 directing the Respondent to refund the amount due (i.e. Rs. 10,00,800 – Rs. 5,70,000/- = Rs. 4,30,800/-) to the Complainant along with interest from the date of payment made by the Complainant of Rs. 10,00,800/- from date of payment made by Complainant & Respondent upto the date of refund of Rs. 5,70,000/- made by Respondent to Complainant and balance Rs. 4,30,800/- from later date to the date of payment by the Respondent at the rate of interest which shall be State Bank of India Prime Lending Rate plus 2% per annum as per rule 18 of the West Bengal Housing Industry Regulation Rules, 2018 by two post dated cheques within 45 days.</p> <p>Further, it has been reported that inspite of proper communication of the aforesaid order of the Authority which has been received by the Respondent on 01/07/2019, the said order of this Authority has not been complied with till date.</p> <p>Therefore, the Respondent is hereby directed to explain within 7 days from the date of issue of this order why penalty u/s 63 of the Housing Industry Regulation Act, 2017 shall not be imposed upon him for violation of the Order dt 14/5/2019 passed by this Authority.</p> <p style="text-align: right;">[Signature] 30.08.2019 Designated Authority, Housing Industry Regulatory Authority</p>	