

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000031 of 2020

Dipanwita Paul DasComplainant

AND

KIC Resources Limited & Ors.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
11 ----- 29.09.2020	<p>Complainant is present in the online hearing and sent his hazira through email.</p> <p>Learned Advocate Smt. Kumkum Mukherjee on behalf of the respondent is also present in the online hearing and sent her hazira and authorization through email.</p> <p>Heard both the parties at length.</p> <p>The Complainant submitted that the respondent till date failed to comply the order of this Authority dated 08.04.2019 and therefore he prays for execution of the order. The Learned Advocate of the respondent submitted that in the last paragraph of the order of this Authority dated 08.04.2019 it is stated that, "However, both parties shall abide by the final judgement of the Hon'ble High court, Calcutta, in respect of the writ petition being W.P. No.5092(W) of 2019". According to the Advocate of the Respondent, the order dated 08.04.2019 has not obtained the finality as the W.P. No. 5092(W)</p>	

pending before the Hon'ble High Court. According to her as long as the writ petition matter is not disposed of by the Hon'ble High Court the order dated 08.04.2019 will not attain finality as because in the last line of the said order it has been mentioned that both the parties shall abide by the judgement of the High Court, Calcutta in respect of the above mentioned writ petition.

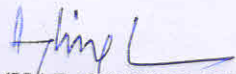
After hearing both the parties the Authority is pleased to direct the respondent to comply the order of this Authority dated 08.04.2019 as there is no stay order in the writ petition No. 5092(W) 2019. Therefore, the Respondent have to comply the order of this Authority dated 08.04.2019 and submit the compliance report to this Authority immediately.



(SANDIPAN MUKHERJEE)

Chairperson

West Bengal Housing Industry Regulatory Authority



(HAR GOBIND SINGH)

Member

West Bengal Housing Industry Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Housing Industry Regulatory Authority