

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000442

Sanjay Kumar Singh.....Complainant

AND

Soumita Construction Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
1 ----- 23.03.2021	<p>Complainant is present in the online hearing. Filing hazira through email.</p> <p>Respondent is absent despite sending hazira through email. The authority takes exception to the point that even after sending hazira, the Respondent is absent in the online hearing.</p> <p>Heard the Complainant in detail.</p> <p>The case of the Complainant is that he booked a flat in the project 'The County' of the Respondent. Agreement for sale for purchase of flat No. 3D on 3rd floor, was executed on 5.4.2014. He has paid total Rs.21,13,889/- to the Respondent in this regard. As per the agreement for sale the flat was supposed to be handed over in the mid of the year '2017. Due to inordinate delay he asked the Respondent to cancel the booking and return his money alongwith interest in April, 2019. Till date he has not received any refund.</p> <p>The Complainant prays before this Authority to refund his money to the</p>	

Respondent along with interest.

After hearing the Complainant, the Authority is of the view that there exists prima facie sufficient grounds to admit this matter and proceed for further hearing as per Rule 36(2) of WBHIRA Rules 2018, and the Authority is hereby pleased to admit this matter and direct the Complainant to submit on a Notarized Affidavit his total submission regarding the complaint petition annexing therewith a signed copy of the Complaint Petition and other supporting documents, viz., Photocopy of Allotment Letter, Agreement for Sale, Copy of Money Receipts and other documents and Correspondences with the Respondent.

The Complainant is directed to send the original copy of the affidavit to the Authority by speed post or by hand delivery and through e-mail a scan copy, within 3 weeks from the date of receipt of this order by e-mail, after serving a copy of the Affidavit to the Respondent by speed post and also by e-mail.

Respondent is directed to submit their Written Response to the complaint petition on a notarized affidavit, annexing therewith supporting documents, if any, and send the affidavit to this Authority by speed post or by hand delivery and also by e-mail, within 3 weeks from the date of receipt of the affidavit of the Complainant, after serving a copy of the affidavit to the Complainant by speed post and also by e-mail.

Fix 27.05.2021 for further hearing and order.



(SANDIPAN MUKHERJEE)

Chairperson

West Bengal Housing Industry Regulatory Authority



(HAR GOVIND SINGH)

Member

West Bengal Housing Industry
Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Housing Industry
Regulatory Authority