

**ORDER SHEET**

**WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY**

**Complaint No. COM-000337**

**Sudipta Thakur.....Complainant**

**AND**

**Shivmahima Developers Pvt. Ltd.....Respondent**

Sl. Number and date of  order	Order and signature of Officer	Note of action  Taken on order
1 ----- 28-08-2020	<p>Complainant is present in the online hearing and sent his hazira through email.</p> <p>Ld. Advocate Shri Aditya Kanodia, Shri Rudrajit Sarkar and Shri Indradeep Basu representing the Respondent are also present in the online hearing and has sent their hazira through email.</p> <p>Heard both the parties in detail.</p> <p>The case of the Complainant is that he booked 3 BHK apartment (flat no.- 9C) in the project "Elysium" of the Respondent. The proposed delivery date was March, 2018 and the total cost of the property is Rs.1,31,94,857/- of which the Complainant has paid upto 60% i.e, Rs.79,16,916/- without taxes and Rs.83,30,576/- with GST. Till date the Complainant did not get the delivery of possession of the flat and the flat is incomplete at present.</p> <p>Therefore, the Complainant prayed for refund of his money along with interest.</p>	

After hearing both the parties the Authority is satisfied to admit the matter and proceed for further hearing as per Rule 36(2) of WBHIRA Rules, 2018.

Both the parties submitted during the hearing that there is scope of an amicable settlement between the parties and they prayed for an opportunity to settle the matter by mutual discussion.

Therefore, both the parties are directed to make mutual discussion for arriving at a mutual settlement, if any, and if they are able to come to a settlement, they will inform to the Authority by a joint affidavit signed by both the parties and submit it to the Authority before next date of hearing.

Fix 24/11/2020 for further hearing and order.

  
(HAR GOBIND SINGH)  
Member

West Bengal Housing Industry Regulatory Authority