

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000409

Sajal Kanjilal.....Complainant

AND

Dilip Tahlani..... Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
3 ----- 10.03.2021	<p>Complainant is present in the online hearing.</p> <p style="text-align: center;"><i>[Signature]</i></p> <p>Sri Dilip Tahlani, Authorized Representative of the Respondent, is also present in the online hearing.</p> <p>Both the Complainant and Respondent are requested to send their hazira and authorization, as the case may be, to the Authority through email, immediately.</p> <p>The Respondent submitted that the Complainant did not pay GST or Service Tax, as the case may be, and for this reason, he failed to make the flat registered in the name of the Complainant. He pointed out that as per clause 7.2 of the agreement for sale, - 'The purchaser shall pay service tax and GST to the Developer as applicable in law for purchasing the said flat and car parking space'. Therefore, without payment of the GST or Service Tax by the Complainant he is unable to make registration of the said flat in favour of the Complainant.</p> <p>The Complainant denied the allegation of the Respondent at the time of hearing.</p>	

After hearing, both the parties, the Authority is pleased to direct both of them to submit notarized affidavit containing their submission regarding the matter relating to the payment of GST or Service Tax. The affidavit shall be sent to the Authority as well as to the opposite party by Speed Post and also by email, within 2 weeks from the date of receipt of this order through email.


Fix 06/05/2021 for further hearing and order.



(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