

ORDER SHEET


WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000178 of 2019

Innogrow Technologies Limited.....Complainant

AND

Aar Ess Homes Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
2 ----- 20-01-2020 Dictated & corrected by me 	<p>Both parties are present filing hazira.</p> <p>Written response filed by the Respondent is taken on record. Let a copy of this written response be served to the Complainant by Respondent.</p> <p>This is submitted on behalf of the respondent hat Vhavya Advisory Services LLP is the confirming party in the sale agreement entered into the parties. Such party being signatory to the agreement has not been made party in this complaint petition, though the said party is signatory to the sale agreement as confirmative party and according to Respondent liabilities of refund lies with confirming party who collected money from the complainant. Respondent Company is responsible to make delivery of possession of the property in terms of the agreement and there are no obligations and liabilities cast upon the respondent to refund money. This is further submitted by the Respondent that possession shall be delivered within December, 2020 as development of project got delayed for various financial constraints and legal matters pending in NCLT.</p> <p>Heard the parties.</p> <p>In my considered view this is appropriate to direct the Complainant to issue notices to the confirming party and add the said party in this complaint</p>	

petition by amendment of the complaint petition.

Cause title shall be suitably amended.

Complainant is allowed to serve a copy of complainant petition along with supporting documents to the added party and file service return before next date of hearing.

Dictated
& corrected
by me



Fix this matter for further hearing and orders on 04/02/2020.



(ONKAR SINGH MEENA)
Designated Authority,
Housing Industry Regulatory Authority,
West Bengal.