# Office of the Housing Industry Regulatory Authority, West Bengal Calcutta Greens Commercial Complex(1<sup>st</sup> Floor), 1050/2, Survey Park, Kolkata-700 075

Mail id: wbhira18@gmail.com

Phone: 033-24160606

#### NOTICE

Order No. 2 dated 09/12/2019 in Complaint No. **COM-000151** dated **26/09/2019**, WB HIRA Authority will take up the complaint for further hearing and orders on **07/01/20 at 1.00 pm** at the Office of the WB Housing Industry Regulatory Authority, Calcutta Greens Commercial Complex (1<sup>st</sup> Floor), 1050/2 Survey Park, Kolkata-700 075, in accordance with Rule 36 of West Bengal Housing Industry Regulation Rules, 2018 (Copy of Order No. 2 dated 09/12/2019 enclosed herewith for compliance).

Both the Complainant and Respondent are directed to appear for hearing on the date and time stated above.

Take a Note to the provision of Rule1 36(2)(h) reproduce herein "if any person fails, neglects or refuses to appear, or present himself as required before the Authority, the Authority shall have the power to proceed with the inquiry in the absence of such person or persons after recording the reasons for doing so."

Enclosure: As stated above.

Secretary,
Housing Industry Regulatory Authority
West Bengal

Dated: 16/12/2019

#### No. 1141(2)-HIRA/1C-102/2019

Copy forwarded for information with the direction to appear for hearing as stated above to:

- Respondent: Emami Realty limited, Acropolis, 13<sup>th</sup> Floor, 1858/1, Rajdanga Main Road, Kolkata – 700 017, West Bengal.
- 2. Complainant: Chinmoy Mohanty, House Name Chirag, 149 Simantapally (North), P.O. Santiniketan, Bolpur, Birbhum, PIN 731235, West Bengal.

Secretary, Housing Industry Regulatory Authority West Bengal

### ORDER SHEET

## WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000151 of 2019
Chinmoy Mohanty......Complainant
AND
Emami Infrastructure Limited.....Respondent

Sl. Number and date of order	- Order and signature of Officer	Note of action Taken
2	Complainant is absent.	on order
		dispate
09-12-2019	Ld. Advocate, S. Sakuniu representing the Respondent is present filing	019,1
	hazira.	
	Heard the Ld. Advocate of the Respondent.	
	An email communication on 8 <sup>th</sup> December, 2019 from one Subhashree	
	Das subha.golu@gmail.com sent to secy.hira-wb@gov.in claimed that	
	WBHIRA responded two months after filing of complaint on 26/11/2019, the	
	Complainant had got resolution of their pending issues through persistent	
	follow up with Respondent. This is also stated that Complainant would like to	
	withdraw their complaint from WBHIRA. However, no written prayer from	
	the Complainant is filed and there is nothing on record as to authorisation to	
	such person named Subhashree Das by Complainant to make serious claims	
	of delay by WBHIRA Authority without any basis. In absence of prayer to	
	withdraw on affidavit, the complaint petition survives and taken up for	
	hearing as per notices.	
	Ld Advocate of the Respondent, on instruction, submits that possession	1,190
Dictated & corrected	of the flat has been delivered and sub-lease agreement has already been	
by me	executed with the Complainant.	

As there is no written communication and documentary evidence of such claims, the Respondent is directed to file a report indicating nature of settlement of claims of the Complainant, enclosing supporting documents including the copy of sub-lease agreement executed with the Complainant and document relating to delivery of possession, within a week from the date of receipt of this order.

Fix 07/01/2020 for further orders.

Dictated & corrected by me

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(ONKAR SINGH MEENA)

Designated Authority, Housing Industry Regulatory Authority, West Bengal.