## ORDER SHEET

## WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000189

Pradip Kumar Agarwal......Complainant

AND

Emami Realty Limited.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
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Dictated & corrected by me	Complainant is present filing hazira.	(*)
	Ld. Advocates of both the parties are present.	
	1. Complainant filed a written statement stating that the physical	
	possession of the flat has been received on 18/02/2020 at about 1.30	
	p.m in pursuance to order by this Authority dated 16/01/2020 directing	
	the parties to conclude the physical possession without prejudice to	
	rights of the parties. A copy of memo of possession duly signed by	
	authorised signatory of Respondent company and the Complainant as	
	purchaser are attached with the written prayer filed by the	
	Complainant, which is taken on record.	
	2. Ld. Advocate Ms. Simran Sakunia representing Respondent produced	
	information stating that an appeal application has been filed before	
	West Bengal Housing Industry Appellate Tribunal (WBHIAT) on	
	20/02/2020 with Appeal No.HIAT/Appeal-002/2020, though copy of	
	appeal of memo is yet to be served to the Complainant, This is	
	however, submitted orally that notice of Ld. Advocate was sent to	
	complainant on 17 <sup>th</sup> February, 2020 intimating about filing of appeal	
	application. Ld. Advocate sought time to seek instruction to file a	
	formal information before this Authority as regards such filing of	
	appeal and sought adjournment orally to enable her make written	

submissions. 3. This Authority considered the written prayer filed by the Complainant and recorded the facts of delivery of physical possession of the property on 18/02/2020 without prejudice to rights of the parties in terms of this Authority order dated 16/01/2020 and also considered the oral prayers made by Ld. Advocate of Respondent. Dictated 4. The oral prayer for adjournment is considered and allowed. & corrected by me Let this matter be fixed on 05/03/2020 at 1.30 p.m. No separate notices will be issued as the parties present at the time of hearing have been informed about next date of hearing. (ONKAR SINGH MEENA) Designated Authority, Housing Industry Regulatory Authority, West Bengal.