

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000060

Prakash Chandra Gupta.....Complainant

AND

Greentech IT City Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
10 ----- 08-10-2020	<p>The Learned Advocate, Smt. Saheli Sen, representing the Complainant is present in the online hearing and sent her hazira through email.</p> <p>The Learned Advocate, Smt. Ipsita Mukherjee, representing the Respondent is also present in the online hearing and sent her hazira through email.</p> <p>The affidavit submitted by both the parties as per the order of this Authority dated 18.08.2020 have been taken into record.</p> <p>The Complainant submitted that the Respondent did not comply till date the order of this Authority dated 04.02.2020 and they also have not given any refund schedule as per the order of the Authority dated 18.08.2020.</p> <p>The Learned Advocate of the Respondent submitted that this complaint petition is not maintainable under WBHIRA as they have received the Completion Certificate before the commencement of the WBHIRA Act, 2017.</p> <p>After hearing both the parties in detail the Authority is satisfied that the Respondent is violating the order of this Authority dated 04.02.2020 on flimsy</p>	

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grounds and therefore the Respondent is hereby directed to make the total refund to the Complainant within 45 days from the date of receipt of this order by email by bank transfer to the bank account of the Complainant and as per the order of this Authority date 04.02.2020.

If the Respondent fails to comply the order dated 04.02.2020 of this Authority and fails to make the total refund payment within 45 days from the date of receipt of this order by email, he shall be liable to a penalty for everyday during which such defaults continues which may cumulatively extend upto five percent of the estimated cost of the Real Estate Project as determined by the Authority as per section 63 of the WBHIRA Act, 2017.

Fix 12.02.2021 for submission of the compliance report by the Respondent.

Sd/-
(SANDIPAN MUKHERJEE)
Chairperson
West Bengal Housing Industry Regulatory Authority

Sd/-
(HAR GOBIND SINGH)
Member
West Bengal Housing Industry Regulatory Authority

Sd/-
(TAPAS MUKHOPADHYAY)
Member
West Bengal Housing Industry Regulatory Authority

Certified to be true copy:

sdle

SOMA DE, WBS
Special Law Officer
Housing Industry Regulatory Authority
West Bengal