

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000483

Nabin Kumar Jha.....Complainant

Vs

Riverbank Developers Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
1 ----- 30.04.2021	<p>Shri Nabin Kumar Jha, Complainant is present in the online hearing filing hazira through email.</p> <p>Ld. Advocate Shri Prithwish Roy Chowdhury, representing the Respondent is also present in the online hearing filing hazira through email.</p> <p>This is a case where the Complainant booked an apartment/flat from '<u>Highland Green</u>' project of the Respondent in 2014 and the developers were supposed to handover the possession of the flat in September, 2017, in accordance with agreement signed between them. However, the developers failed to handover the possession of the flat till date and the Complainant prayed for relief of refund.</p> <p>After hearing the Complainant, the Authority is of the view that there exists prima-facie sufficient grounds to admit this matter and proceed for further hearing as per Rule 36(2) of WBHIRA Rules 2018, and the Authority is hereby pleased to admit this matter and direct the Complainant to submit on a Notarized Affidavit his total submission regarding the complaint petition, annexing therewith a signed copy of the Complaint Petition and other supporting documents viz., Photocopy of Allotment Letter, Agreement for Sale, Copy of Money Receipts and other documents and Correspondences with the Respondent. The complainant will submit the notarized affidavit to</p>	

the Authority within a period of three weeks from the date of receipt of this order, though speeds post and e mail, endorsing a copy of the same to the respondent in the same way.

The Respondent will also give their Written Response to the submission of the Complainant, within 3 weeks from the date of receipt of the copy of the complaint petition from the Complainant, after serving a copy of the affidavit to the Complainant by speed post and also by e-mail.

In response to a prayer of the respondent, and in view of the prevailing COVID-19 situation and eventual unavailability of the notary, the Authority agreed to receive the submissions of the respondent and the complainant on plain paper ,with written undertaking from both of them that they will submit notarized affidavit at the earliest and in any case before the next date of hearing.

Fix 07.09.2021 for further hearing and order.



(SANDIPAN MUKHERJEE)

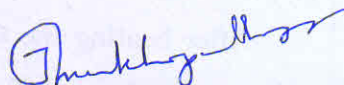
Chairperson

West Bengal Housing Industry Regulatory Authority



(HAR GOVIND SINGH)
Member

West Bengal Housing Industry
Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Housing Industry
Regulatory Authority