

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000490

Dr. Sanjoy Kumar Bhattacharyya.....Complainant

AND

MKHS Housing LLP.....Respondent


Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
1 ----- 17.12.2020	<p>Complainant is present in the online hearing filing hazira through email.</p> <p>Ld. Advocate Shri Subhasis Banerjee, representing the Respondent is present in the online hearing filing vakalatnama and hazira through email.</p> <p>Heard both the parties at length.</p> <p>The case of the Complainant is that he booked a flat in Block-6, Floor-11 Type-B in the project named "Rainforest" of the Respondent in April, 2014. An agreement for sale was signed between the parties wherein it was agreed between the parties that the flat will be handed over during December, 2019 with a grace period of another one year. In this regard total Rs.7,31,768/- has been paid by the Complainant along with Rs.11,450/- as documentation fee for the said agreement. The Complainant submitted that till date no communication has been received from the side of the Respondent. The Complainant also submitted that on physical verification it is found that no construction has been done as yet.</p> <p>Complainant sought for the relief of refund of total amount paid by him along with interest as per law.</p> <p>Ld. Advocate of the Respondent submitted that he required some time to file a written response on affidavit.</p>	

After hearing both the parties, Authority is of the view that prima facie there exist sufficient ground to admit the matter and therefore, the Authority hereby admits the matter for further hearing as per Rule 36(2) of WBHIRA Rules, 2018.

Complainant is directed to submit his total submission regarding this complaint petition on a notarized affidavit annexing therewith a signed copy of complaint petition and self attested photocopies of supporting documents and send it to the Authority by speed post or by hand delivery within one week from the date of receipt of this order by email after serving a copy to the Respondent. He is also directed to send a scan copy of the affidavit by email to the Authority as well as to the Respondent. He is further directed to mention in his affidavit the NPR No. of the project in which he booked a flat in his affidavit.

Respondent is directed to submit written response to the complaint petition on a notarized affidavit annexing therewith authenticated supporting documents, if any and send it to the Authority by speed post or by hand delivery and also send a scan copy through email within one week from the date of receipt of the affidavit of the Complainant after serving a copy of the affidavit to the Complainant in the same way.

Fix 24/02/2021 for further hearing and order.



(SANDIPAN MUKHERJEE)

Chairperson

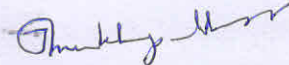
West Bengal Housing Industry Regulatory Authority



(HAR GOVIND SINGH)

Member

West Bengal Housing Industry Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Housing Industry Regulatory Authority