

ORDER SHEET


WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000071 of 2019

Sushobhan Paul.....Complainant

AND

Amithabh Roy.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
<p style="text-align: center;">3 ----- 04-12-2019</p> <p>Dictated & corrected by me</p> 	<p>Both parties are present.</p> <p>Respondent filed an affidavit offering to refund the amount of Rs.11,10,460/- out of total amount of Rs.13,59,760/- collected from the Complainant, stating that sum of Rs.2,49,300/- has already been refunded by cheque no.354697 issued on Axis Bank dated 30/11/2017. In the offer on affidavit this is also stated that interest will be paid as per clause 11.3 of sale agreement dated 28/06/2017 within April, 2020.</p> <p>A copy of offer was served to the Complainant at the time of hearing. The Complainant vehemently opposed to the offer as regards timeline of refund and pleaded that the entire admissible amount along with interest be paid within March, 2020 on a monthly basis commencing from December, 2019.</p> <p>Heard both the parties.</p> <p>Respondent agreed to make refund within March 2020 in monthly instalment, starting from December, 2019.</p> <p>After examining the facts of the case and submission made by the party this is hereby</p> <p style="text-align: center;"><u>Ordered</u></p> <p>that Respondent shall file an affidavit specifying the revised schedule of refund amount, principal amount and interest to be paid to the Complainant in each instalment starting from December, 2019, on monthly basis, final payment being concluded by 31st March, 2020. The total amount and admissible interest calculations be annexed to the affidavit so filed by Respondent and serve a copy to the Complainant within one week from the</p>	

date of receipt of this order.

It is to be noted that the refund shall be made by bank transfer as stated in the Authority order dated 21/11/2019. Complainant is advised to furnish the bank account details to the Respondent to transfer the refund amount by bank transfer.

This is further ordered that the first instalment of the refund shall be made within December, 2019.

This is interim order.

Let a copy of this order be communicated to both the parties.

Let this matter be fixed for final order on 10/01/2020.

Dictated
& corrected
by me



04.12.2019

(ONKAR SINGH MEENA)
Designated Authority,
Housing Industry Regulatory Authority,
West Bengal.