

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY


Complaint No. COM-000047 of 2019

Partha Sarathi Sar.....Complainant

AND

Chitrahill Realty.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
6 ----- 04-12-2019	<p>The Complainant is present, and filing hazira. Respondent is absent though notice has been duly served and service return has been confirmed by postal slips. Let the service return be kept on record.</p> <p>On the prayer of the Complainant a notice for show-cause was issued to the Respondent Company “Chitrahill Realty” which has been duly served to the Respondent Company as per postal slips. The Respondent Company failed to respond to the show-cause notice issued in terms of order dated 04.09.2019 and also ignored to comply the final orders issued by this Authority in Complaint case No.000047 issued vide order dated 29.05.2019.</p> <p>This is pointed out by the Complainant that the fact of the show-cause notice duly issued by this Authority to the Respondent for non-compliance of the orders of this Authority dated 29.05.2019 was not disclosed before the Appellate Tribunal.</p> <p>Further, this is also important to note that the Respondent Promoter Company was duly represented in the Appeal bearing ref. no. HIAT/Appeal-001/2019 before West Bengal Housing Industry Appellate Tribunal constituted vide Notification No. 30-HIV/3M-12/17 dated 29.07.2019 as stated in the order of the Appellate Tribunal and taken on record but did not appear for hearing before this Authority despite due service of notices.</p> <p>This has been brought to the notice of Authority during the course of hearing that the Respondent Promoter Company registered the project ‘NORTH GRANDE’ phase-I with HIRA Registration Number – HIRA/P/NOR/2019/000529 according to which the project is located at BH-50(88), Rabindra Sarani ,Ward No-22,P.S.-Nimta, North 24 Paraganas ,PIN-700049 with Contact Address as filed by the Promoter in the Project Application at 4,Chowranghee Lane ,Diamond Chamber,Block-1,7th Floor,7-</p>	

Dictated
& corrected
by me


O,Park Street,Kolkata-700016 and also it is to be noted that this is an Ongoing project .

As the Respondent Promoter Company did not respond to the notice of hearing today, therefore this Authority has no option but to proceed ex-parte for execution of this matter in terms of the relevant provisions of the WBHIRA Act,2017 and Rules made thereunder.

Let a notice for 'hearing ex-parte and orders' be issued to the Respondent Company on the address/s as mentioned in the Complaint Petition alongwith notices to be served at the addresses provided by the promoter in NPR-000588 for the Project Registration Certificate No. HIRA/P/NOR/2019/000529 also.

Let a copy of the notice to the Respondent be also sent to the address- Chitrahill Realty, C/o Mounthill Realty, between gate No. 1 and 2, Salt lake Stadium, Kolkata-700098, Phone No. 033-40071489/90 the address recently provided by the Complainant in the Complaint Case No.000120 during hearing against the same Respondent Company.

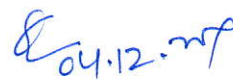
Meanwhile, Secretary, HIRA shall file a Report of compliance on all the requirements as provided under Section 11(1) of the WBHIRA Act,2017 by the promoter and also confirm submission of accounts of the project as required under section 4(2) (d) of the Act of 2017.

Director of the Respondent Company is hereby directed to appear personally before this Authority on the next date fixed for adjudication of this execution matter alongwith Compliance Report .

In the event of the Respondent Company not appearing before this Authority on the next date of hearing, this Authority shall be at liberty to proceed in terms of Rule 36 (2) (h) ex-parte.

Let a copy of this order be issued to both the parties.
Fix 18.12.2019 for compliance of the orders and further order on execution .

Dictated
& corrected
by me



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