

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000510

Nandita Chakraborty.....Complainant

A N D

Dharitri Infraventure Pvt. Ltd.....Respondent

Sl. Number and date of order	Order and signature of officer	Note of action taken on order
<p style="text-align: center;">1</p> <hr/> <p style="text-align: center;">13.04.2021</p>	<p>Ld. Advocate Shri Arka Naha, is present in the online hearing. He is directed to send his hazira and vakalatnama immediately to the Authority through email.</p> <p>Respondent is absent despite due service of notice. Let the service return be kept on record.</p> <p>Heard the Complainant in detail.</p> <p>The case of the Complainant is that she booked a flat on 25.01.2018 in the project 'Icon' of the Respondent, situated at Lalgolpota, Matiagacha in the District North-24-Pgs. and on the request of the Respondent-company she shifted her booking from 'Icon' project to 'Royal Enclave' project of the Respondent. As per the Complainant the Respondent ignored to execute the Agreement for Sale.</p> <p>In the above circumstance the Complainant prays before this Authority for refund of the principal amount of Rs. 6,00,001/- paid by her alongwith interest as per the provisions of the WBHIRA Act and Rules made thereunder.</p> <p>After hearing the Complainant, the Authority is of the view that there exists prima-facie sufficient ground to admit this matter and proceed for further hearing as per Rule 36 Sub-Rule(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 this</p>	

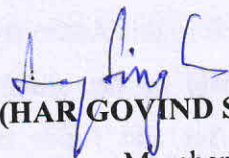
complaint petition, annexing with the Affidavit a signed copy of the Complaint Petition and other supporting documents viz., Photocopy of Allotment Letter, Agreement for Sale, Copy of Money Receipts and other Correspondences with the Respondent.

The Complainant is directed to send original copy of the affidavit to the Authority by speed post or by hand delivery and e-mail a scan copy within 3 weeks from the date of receipt of this order by e-mail, after serving a copy of the Affidavit to the Respondent, by speed post and also by e-mail.

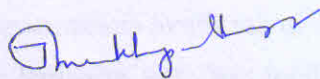
Respondent is directed to submit their Written Response to the complaint petition on a notarized affidavit, annexing with it supporting documents, if any, and send the affidavit to this Authority by speed post or by hand delivery and also by e-mail within 3 weeks from the date of receipt of the affidavit of the Complainant, after serving a copy of the affidavit to the Complainant, by speed post and also by e-mail.

Complainant is at liberty to file rejoinder, if any, against the Written Response of the Respondent, within 2 weeks from the date of receipt of the Written Response of the Respondent, after serving a copy of the rejoinder to the Respondent.

Fix 14.07.2021 for further hearing and order.


(HAR GOVIND SINGH)
Member

West Bengal Housing Industry
Regulatory Authority


(TAPAS MUKHOPADHYAY)
Member

West Bengal Housing Industry
Regulatory Authority