

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000128

Saptaparna Ray.....Complainant

AND

Hemont Sikaria.....Respondent

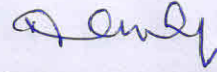
Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
8 ----- 11.01.2021	<p>Complainant is present in the online hearing filing hazira through email. Respondent is absent despite due service of notice. Let the service return be kept on record.</p> <p>Heard the Complainant in detail.</p> <p>The Complainant submitted that she has not received any refund till date from the Respondent and she requested the Authority to take appropriate steps for refund of the total money paid by her along with interest as per the order of this Authority dated 18.12.2019.</p> <p>After hearing the Complainant and also after thorough examination of the case records the Authority is of the view that the Respondent has violated the order of this Authority dated 18.12.2019 and also the orders passed in the execution hearing of this matter. Respondent is also avoiding this Authority by remaining absent in the hearings. Therefore, this Authority is of the opinion to take action as per section 63 of the WBHIRA Act, 2017 and impose penalty upon the Respondent for non-compliance of the order dated 18.12.2019. It is hereby, ordered that the Respondents shall be liable to pay penalty @ Rs.2,700/- (Rupees Two Thousand Seven Hundred only) for every day of default, starting from the date of default that is from the expiry of 45</p>	

days from the date of the order dated 18.12.2019 till the payment of total amount of refund by the Respondent. The penalty amount shall be paid by bank transfer in the account no. 37809721103 of State Bank of India with IFSC Code SIBIN0014524 in the name of 'HOUSING INDUSTRY REGULATORY FUND'.

Respondent is further directed to make the total refund i.e. Rs.54,76,713 and service tax of Rs.1,66,856/- with interest as directed in the order dated 18.12.2019 and also pay the penalty amount as mentioned above within 15 days from the date of receipt of this order by email

If the Respondent fails to make the payment as directed above, further punitive action is liable to be taken against him as per the provisions of WBHIRA Act, 2017.


Fix 29.01.2021 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