

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000501

Piyali ChowdhuryComplainant

AND

Bengal Shapoorji Housing Development Pvt. Ltd. Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
1 ----- 08.02.2021	<p>Complainant is present in the online hearing by filing hazira through email.</p> <p>Learned Advocate, Smt. Sanjukta Roy, representing the Respondent is also present in the online hearing filing hazira and authorization through email.</p> <p>Heard both the parties at length.</p> <p>The case of the Complainant is that she booked a flat in the project named "Sukhobrishti", Phase-9, of the Respondent by payment of Rs. 1,02,124/- as application money on 17.02.2019. The application of the Complainant has been rejected and as per GTC she should get refund of her money in her account from which it was paid as per clause 6.10 of GTC. But till date she did not get back her application money despite repeated requests to the Respondent.</p>	

The Complainant prays for the relief of the refund of the application money of Rs.1,00,000/- along with 10% penal interest on application money from the date of payment i.e. from 17.02.2019 till the date of refund.

The Respondent submitted that Rs.1,00,000/- shall be refunded by the Respondent within one month and she prayed for some time to submit their Written Response in this regard on a notarized affidavit.

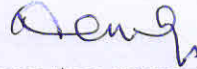
After hearing the Complainant, this Authority is pleased to admit this matter for further hearing as per Rule 36(2) of the WBHIRA Rules, 2018 as the Authority is of the opinion that there exists prima facie sufficient ground to proceed for further hearing.

The Complainant is directed to submit his total submission regarding this complaint petition on a notarized affidavit annexing therewith a signed copy of the complaint petition and notary attested photo copies of other supporting documents and send it to the Authority by speed post or by hand delivery and also through email a scan copy of the same, after serving a copy to the Respondent in the same way, within 2 weeks from the date of receipt of this order by email.

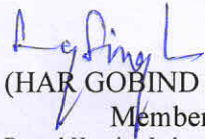
Respondent is directed to submit their Written Response on a notarized affidavit in respect to the complaint petition and send it to the Authority by speed post or by hand delivery and also through email a scan copy of the same, after serving a copy to the Complainant in the same way, within 2 weeks from the date of receipt of the affidavit of the complainant.

Respondent is further directed to submit the exact deadline for refund of the money to the Complainant in their affidavit.

Fix 07.05.2021 for further hearing and order.



(SANDIPAN MUKHERJEE)
Chairperson
West Bengal Housing Industry Regulatory Authority



(HAR GOBIND SINGH)
Member
West Bengal Housing Industry Regulatory Authority



(TAPAS MUKHOPADHYAY)
Member
West Bengal Housing Industry Regulatory Authority