

ORDER SHEET


WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000181 of 2019

Balchand JaiswalComplainant

AND

Rajendra Prasad Shaw.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
2 ----- 20-12-2019 Dictated & corrected by me 	<p>Complainant is not present though notice has been duly delivered on 28/11/2019 as per postal slips.</p> <p>Let the service return be kept on record.</p> <p>I examined the complaint petition and also gone through the only document attached to it in support of claim that Rs.10,00,000/- was advanced in favour of Respondent on 08/02/2010 and 17/05/2010 in two transactions of Rs.7,00,000/- and Rs.3,00,000/- respectively.</p> <p>The Complainant in the petition prays for direction to the Respondent for possession of the flat or in the event of non availability of the flat refund of advance along with interest at the rate of 18% per annum. The Complainant has also prayed other cost as compensation.</p> <p>In absence of supporting documentary evidence like any agreement for allotment or sell between the parties having binding clauses that can prove contravention of section 18 of WBHIRA Act, 2017 or any other section, this Authority is not inclined to proceed further under Rule 36(2) of WBHIRA Rules, 2018 and decided to dismiss this complaint petition in terms of clause</p>	

(d) of Rule 36 (2) of WBHIRA Rule, 2018.

Complainant is at liberty to file fresh complaint petition adducing supporting documents which can prove contraventions of any section of WBHIRA, Act, 2017.

The complaint petition is thus dismissed for default.

Communicate this to the parties.

Dictated
& corrected
by me




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