

ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000285

Subhamoy Das.....Complainant

AND

Evanie Infrastructure 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;">3</p> <p>-----</p> <p>18.03.2021</p>	<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 at length.</p> <p>The Complainant submitted at the time of hearing that he had received Rs.15,000/- from the Respondent in the month of January, 2021. Therefore, the Respondent did not comply the order of this Authority, dated 24.11.2020. The Complainant requested the Authority to take necessary measures to recover the refund amount from the Respondent.</p> <p>After hearing the Complainant and after examination of the documents and evidences on record, the Authority is satisfied to the effect that Respondent has made default in his obligations to refund the amount paid by the Complainant and no substantial construction taken place in the project site and the Respondent fails to deliver the possession as per the agreement for sale. Complainant made a total payment of Rs.3,71,940/- to the Respondent of which Rs.75,000/- has been refunded till date by the Respondent and the balance amount is Rs.2,96,940/- and the Respondent is liable to make refund of this balance amount to the Complainant.</p>	

Hence, it is ordered,

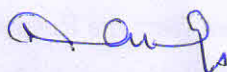
that the Respondent shall made refund of Rs.2,96.940/- to the Complainant, within 45 days from the date of receipt of this order by email, and the refund shall be made by the bank transfer to the bank account of the Complainant. Respondent is further directed to make payment of penalty amount of Rs.50,000/- to the Authority for non-compliance of the last order dated 24.11.2020 of this Authority, as per Section 61 of WBHIRA Act, 2017. The Bank Account details of the WBHIRA Authority is given below:-

Account No. 37809721103 of State Bank of India with IFSC Code: SBIN0014524 in the name of 'HOUSING INDUSTRY REGULATORY FUND.'

Complainant is at liberty to file the execution application before the Authority, if the Respondent fails to comply this order of the Authority within stipulated time period.

Copy of this order shall be sent to both the parties by speed post and also by email.

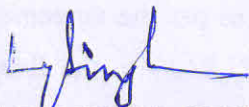
With the above directions, the matter is thus disposed of.



(SANDIPAN MUKHERJEE)

Chairperson

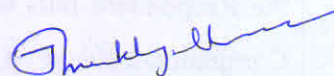
West Bengal Housing Industry Regulatory Authority



(HAR GOVIND SINGH)

Member

West Bengal Housing Industry
Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Housing Industry
Regulatory Authority