

West Bengal Real Estate Regulatory Authority
Calcutta Greens Commercial Complex (1st Floor)
1050/2, Survey Park, Kolkata- 700 075

Complaint No. WBRERA/COM(PHYSICAL)000039

Sushobhan Paul.....Complainant

Vs

Amitabh Roy and Sonartori Projects.....Respondents

Sl. Number and date of order	Order and signature of the Authority	Note of action taken on order
05(Execution) 02.07.2024	<p>Today is the 5th day of the Execution hearing of this matter for execution of the final order dated 20.04.2023 passed in this Complaint Petition by this Authority.</p> <p>Complainant is present in the physical hearing and signed the Attendance sheet.</p> <p>Advocate Masooma Khan is present in the physical hearing today on behalf of the Respondent filing hazira and signed the Attendance Sheet.</p> <p>Heard both the parties in detail.</p> <p>Complainant stated that no refund has been made after the last order of the Authority dated 06.02.2024 and prayed for immediate execution of the final order of this Authority dated 20.04.2023.</p> <p>The Advocate of the Respondent submitted that they want to handover immediately two post-dated cheques (Vide no.592404 dated 15.07.2024 and Vide no. 592405 dated 12.08.2024) each amounting to Rs.1,00,000/-(Rupees one lakh only) to the Complainant in the presence of the Authority and also prayed for some more time to make the payment of the balance principal and interest amount to the Complainant.</p> <p>The Complainant at first did not consent in the said proposal of the Respondent and he prayed for immediate complete execution of the order.</p> <p>The Advocate of the Respondent stated that they will complete</p>	

the refund of the remaining Principal Amount that is Rs.3,70,000/- within 30.08.2024 and after that they will submit a Notarized Affidavit containing the payment schedule for payment of the interest amount to the Complainant.

The Complainant received the two post-dated cheques, as mentioned above, from the Advocate of the Respondent Company at the time of hearing today.

After hearing both the parties, the Authority is pleased to direct the Respondent to make payment of the remaining Principal Amount of Rs.3,70,000/- (Rupees Three Lakhs Seventy Thousand Only) within **30.08.2024** and submit a **Compliance Report** on Notarized Affidavit to the Authority before the next date of hearing and he shall also submit in the said Notarized Affidavit the **Payment Schedule** for payment of the interest amount specifically mentioning the date and amount of instalments in the said Affidavit.

If the Respondent fails/ neglects to comply the above orders of the Authority, penalty may be imposed upon the Respondent as per the provisions of section 38 read with section 61 of the Real Estate (Regulation and Development) Act, 2016, if the Authority thinks fit to do so on the next date of hearing.

The Authority shall review this matter on the next date of hearing.

Fix **05.09.2024** for further hearing and order.


(BHOLANATH DAS)

Member

West Bengal Real Estate Regulatory Authority


(TAPAS MUKHOPADHYAY)

Member

West Bengal Real Estate Regulatory Authority