

West Bengal Real Estate Regulatory Authority

Calcutta Greens Commercial Complex (1st Floor)

1050/2, Survey Park, Kolkata – 700 075.

Complaint No.WBRERA/COM000153

Kamlesh Gandhi.....Complainant

Vs.

Rajesh Jalan..... Respondent No.1

ICICI Bank Respondent No. 2

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
<p>02 ----- 03.08.2023</p>	<p>Ms. Moumita Kumar and Ms. Taniya Saha are present in the online hearing on behalf of the Complainant, being its Authorized Representatives, filing hazira and authorization through email.</p> <p>Advocate Somnath Chattopadhyay and Advocate Devanand Agarwala are present on behalf of the Respondent (Mr. Rajesh Jalan) in the online hearing filing hazira and Authorization through email.</p> <p>Heard both the parties in detail.</p> <p>The Complainant submitted a notarized affidavit dated 16.06.2023, as per last order of the Authority dated 13.06.2023, which has been received by this Authority on 23.06.2023, praying for inclusion of ICICI Bank as Respondent No. 2 in this Complainant Petition and stated that the contact person of the Bank is Ms. Durga Sharma, email Id : sharma.durga@icicibank.com and contact number 8584064690. As per the Complainant, the property is mortgaged with the ICICI Bank on behalf of the Respondent No. 1 (Mr. Rajesh Jalan) and for foreclosure of the loan from the</p>	

Bank, direction from the end of the Authority is required.

Let the said affidavit of the Complainant be taken on record.

Considered and granted the prayer of the Complainant.

Let ICICI Bank be included as Respondent No. 2 in this Complainant Petition and henceforth in all the records of this matter, ICICI Bank shall be recorded as Respondent No. 2.

The Respondent No. 2 ICICI Bank is hereby directed to submit an affidavit in response to the Complainant Petition and affidavit of the Complainant within 15 days from today.

The Complainant submitted another notarized affidavit dated 17.06.2023, containing their total submission regarding this matter, as per the last order of the Authority dated 13.06.2023, which has been received by this Authority on 23.06.2023.

Let the said affidavit of the Complainant be taken on record.

The Respondent submitted a petition by an email dated 02.08.2023, stating that the affidavit of the Complainant is not legible at many places and some pages are missing, therefore they could not submit the Written Response within time and prayed before the Authority for giving direction upon the Complainant to send their affidavit along with all the supporting documents in full and legible condition and duly

supporting documents in full and legible condition and duly authenticated.

Let the said email petition dated 02.08.2023 of the Respondent be taken on record.

Considered and granted the prayer of the Respondent.

Complainant is directed to send a copy of their Affidavit annexing therewith complete set of all the supporting documents in full and legible condition duly authenticated, within three (03) days from today to the Authority as well to the Respondent No. 1 & 2, both in hard and soft copies.

The email Id of the Advocate of the Respondent Mr. Somnath Chattopadhyay is given below: -

som07dc@gmail.com

Respondent is directed to submit their Written Response on notarized affidavit as per the direction given in the last order of the Authority dated 13.06.2023 and send it to the Authority serving a copy of the same to the Complainant, within 10 (Ten) days from the date of receipt of the Affidavit of the Complainant by post or by email whichever is earlier.

Fix **28.08.2023** for further hearing and order.



(SANDIPAN MUKHERJEE)

Chairperson

West Bengal Real Estate Regulatory Authority



(BHOLANATH DAS)

Member

West Bengal Real Estate Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Real Estate Regulatory Authority