

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

Complaint No.WBRERA/COM(PHYSICAL)000027

Papiya Rakshit.....Complainant
Vs.

Bengal Shrachi Housing Development Ltd..... Respondent no.1
Housing Commissioner, West Bengal Housing Board.....Respondent no.2
Anshuman Sarkar (GM operations & back office, Bengal Shrachi Housing
Development Ltd).....Respondent no.3

Sl. Number and date of order	Order and signature of Authority	Note of action taken on order
5 ----- 27.09.2023	<p>Mr. Bikash Rakshit, husband of the Complainant, is present in the online hearing filing hazira and Authorization through email. He prayed before the Authority to allow his appearance today in this matter as his wife that is the Complainant could not appear today due to examination duty in the school.</p> <p>Considered and allowed the appearance of Mr. Rakshit. He is directed to submit hazira and authorization immediately after today's hearing through email.</p> <p>Complainant is hereby directed to appear on the next date of hearing either in person or through advocate / chartered accountant as per the provisions contained in section 56 of the Real Estate (Regulation and Development) Act, 2016.</p> <p>Shri. Dhruvabrata Basu and Advocate Bikramjit Mondal are present in the online hearing being Authorized Representatives of the Respondent no.1 filing authorization and vakalatnama , as the case may be.</p> <p>Advocate Debasmita Mitra and Advocate Soumyadeep Das are present on behalf of Respondent no. 3 filing hazira and vakalatnama through email.</p>	

An application for expunging / dispensing / deleting the name of Respondent no.3 from the present matter, has been filed by Respondent no. 3 on Notarized Affidavit dated 27.09.2023, as per the order of Hon'ble WBREAT dated 04.08.2023, which has been received by this Authority on 27.09.2023.

Let the said application dated 27.09.2023 be taken on record.

Complainant has submitted an application dated 25.09.2023 for necessary permission from this Authority to file an objection petition, to the Application made by the Respondent no. 3 on 23.02.2023 and / or fresh application to be made by Respondent no. 3 praying for expunging his name from this Complaint Petition, which has been received by this Authority on 26.09.2023 through email.

Let the said email communication dated 26.09.2023 of the Complainant be taken on record.

Heard all the parties in detail.

Complainant submitted at the time of hearing that he wants to submit an objection petition against the Application for expunging the name of Respondent no.3 from this Complaint Petition, to protect her interest in the instant Complaint.

Considered and granted the prayer of the Complainant.

Advocate of Respondent no.3, Shri Anshuman Sarkar (GM of operations and Back Office of Respondent no.2 Bengal Shracchi Housing Development Ltd) submitted at the time of hearing for expunging the name of Respondent no.1 from this Complaint Petition.

After hearing all the parties, the Authority is hereby pleased to give the following directions:-

- a) Complainant is hereby directed to send a copy of his Application dated 25.09.2023 to the Respondents within 3 days from today; and
- b) Complainant is directed to file his objection on Notarized Affidavit against the Application dated 27.09.2023 for expunging the name of Respondent no.3 and send the Affidavit (In original) to the Authority serving a copy of the same to all the Respondents, within 15 days from today.

On the next date of hearing the Application dated 27.09.2023 for expunging the name of Respondent no.3 Mr. Anshuman Sarkar shall be heard at first, as per the order of Hon'ble West Bengal Real Estate Appellate Tribunal dated 04.08.2023 in Misc. Appeal No. WB REAT/001/2023. In the said order Hon'ble WBREAT directed this Authority to dispose of the petition dated 23.02.2023 at first and thereafter to proceed further. In the said order Anshuman Sarkar was given liberty to file petition afresh before this Authority in this regard and Mr. Sarkar has already submitted fresh Application on 27.09.2023.

Fix **15.12.2023** for further hearing and order.



(SANDIPAN MUKHERJEE)

Chairperson

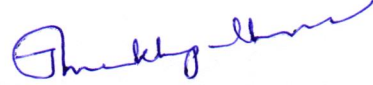
West Bengal Real Estate Regulatory Authority



(BHOLANATH DAS)

Member

West Bengal Real Estate Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Real Estate Regulatory Authority