

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

Complaint No.WBRERA/COM000825

Atanu Sarkar and Nabamita Deb Complainant

Vs.

Ideal Real Estates Pvt. Ltd.....Respondent No.1

Nakul Himatsinghka.....Respondent No.2

Sl. Number and date of order	Order and signature of the Authority	Note of action taken on order
01 30.01.2025	<p>Complainant is present in the hearing through online mode filing hazira through email.</p> <p>Complainant stated that time of hearing that by an inadvertent mistake he has recorded his own name in the place of the name of the Respondent. He prayed for necessary correction in this regard and record the name Ideal Real Estates Pvt. Ltd as Respondent no.1 and Mr. Nakul Himatsinghka as Respondent no.2 who is a director of Respondent no.1</p> <p>Considered and granted the prayer of the Complainant.</p> <p>Complainant also prayed for inclusion the name of his wife Smt. Nabamita Deb who is also a joint allottee in the present Complaint Petition as a Joint Complainant.</p> <p>Considered and granted the prayer of the Complainant.</p> <p>Heard the Complainant in detail.</p> <p>As per the Complainants, they have booked a flat 9B in the project 'Ideal Aurum' in Nov 2019. It was supposed to be delivered in Dec 2021 but until today nothing has been done or delivered.</p> <p>The Complainant prays before the Authority for the relief of delivery of possession of his flat in the project 'Ideal Aurum' alongwith interest for the delay period of delivering possession.</p> <p>After hearing both the parties, the Authority is pleased to admit this matter for further hearing and order as per the provisions contained in Section 31 of the Real Estate (Regulation and Development) Act, 2016 read with Rule 36 of the West Bengal Real Estate (Regulation and Development) Rules, 2021 and give the following directions:-</p>	

Let Smt. Nabamita Deb be included as Joint Complainant as she is the Joint Allottee of this instant matter and therefore a necessary for adjudication of this matter.


Let Ideal Real Estate Pvt. Ltd be recorded as Respondent No.1 and Mr. Nakul Himatsinghka, Director of Ideal Real Estates Pvt. Ltd be recorded as Respondent no.2 in the present Complaint Matter in place of the name of Atanu Sarkar as the same has been wrongly uploaded by the Complainant by inadvertent mistake. The Address and other details of the Respondent shall be rectified accordingly.

The Complainant is hereby directed to submit his total submission regarding their Complaint Petition on a Notarized Affidavit annexing therewith notary attested / self attested copy of supporting documents and a signed copy of the Complaint Petition and send the original Affidavit to the Authority, serving a copy of the same to the Respondent, both in hard and scan copies, within **45 (forty-five)** days from the date of receipt of this order through email.

The Respondent is hereby directed to submit his Written Response on notarized affidavit regarding the Complaint Petition and Affidavit of the Complainant, annexing therewith notary attested / self attested copy of supporting documents, if any, and send the original to the Authority serving a copy of the same to the Complainant, both in hard and soft copies, within **21 (twenty-one)** days from the date of receipt of the Affidavit of the Complainant either by post or by email whichever is earlier.

Respondents shall also state in their Affidavit the tentative date of delivery of the flat in habitable condition and complete in all respect to the Complainants.

Fix **27.05.2025** for further hearing and order.


(BHOLANATH DAS)
Member

West Bengal Real Estate Regulatory Authority


(TAPAS MUKHOPADHYAY)
Member

West Bengal Real Estate Regulatory Authority