

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

Complaint No.WBRERA/COM(PHYSICAL)000031

Arpana Dutt Complainant

Vs.

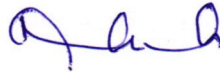
Amitava Samanta..... Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
(02) Execution 17.08.2023	<p>Complainant is present in the physical hearing and signed the attendance sheet.</p> <p>Advocate Anupam Mookherji is present in the physical hearing on behalf of the Respondent and he also signed the attendance sheet.</p> <p>Heard both the parties in detail.</p> <p>Complainant has inspected alternative flat/s as shown to her by the Respondent and one flat is as per her choice but she is not ready to pay any extra amount for this flat and the Respondent is not ready to allot the flat to her by waving the balance amount as per the current market rate.</p> <p>In this situation the Complainant insisted for refund of the amount paid by her alongwith interest as per the final order of the Authority dated 10.03.2023.</p> <p>Respondent stated that the principal amount shall be refunded in three (03) instalments in the month of Sept' 2023 to November'2023 and the interest amount will be paid in the month of December, 2023.</p> <p>After hearing both the parties the Authority is pleased to give the following directions:-</p> <p>a) Respondent shall submit a notarized affidavit stating the refund schedule according to which they shall refund the principal amount alongwith interest as per the order dated 10.03.2023,</p>	

specifically stating the amount and date of payment of instalment of the refund amount and send the affidavit to the Authority serving a copy of the same to the Complainant, within 10 (ten) days from today.

- b) Respondent shall start payment of instalments to the Complainant as per the refund schedule given by him as directed above.
- c) Respondent shall handover the belonging of the Complainant to her in the third week of Sept'2023 with prior consultation with her.
- d) Respondent shall handover Tax or GST Receipts/ Certificates, if any, to the Complainant if tax has been deposited to the Competent Authority. If tax or GST has not been deposited that amount shall be refunded to the Complainant.

The matter shall be reviewed on 07.11.2023.



(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