

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

Complaint No. WBRERA/COM000174

Tanmoy Chatterjee ..... Complainant

Vs.

Evanie Infrastructure Private Limited..... Respondent

| Sl. Number and date of order | Order and signature of Officer  | Note of action taken on order |
|------------------------------|---|-------------------------------|
| 01<br>17.08.2023             | <p>Complainant is present in the online hearing filing hazira through email.</p> <p>Respondent is absent in the online hearing despite due service of hearing notice through speed post and also by email.</p> <p>Let the track record of due service of hearing notice to the Respondent be kept on record.</p> <p>Heard the Complainant in detail.</p> <p>The case of the Complainant is that he had booked a flat in the project named as '<b>Evanie Econest</b>' of the Respondent Company on August'2017. As per the Agreement for Sale, he has paid 20% of the total cost of the flat booked by him amounting to Rs.3,42,000/-(Rupees three lakhs forty-two thousand only) in favour of the Respondent. The Respondent failed to deliver the possession of the flat within Feb' 2020 which was the schedule date of delivery of possession. No construction in the project site has been observed by the Complainant. Therefore he had cancelled the booking on March, 2021.</p> <p>The Complainant prays before the Authority for refund of the principal amount of Rs.3,42,000/-along with interest as per law.</p> <p>After hearing the Complainant, the Authority is pleased to admit this matter for further hearing and order and give the following directions:-</p> |                               |

The Complainant is directed to submit his total submission regarding his Complaint Petition on a Notarized Affidavit annexing therewith notary attested 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 soft copies, within 15 (fifteen) 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 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 15 (fifteen) days from the date of receipt of the Affidavit of the Complainant either by post or by email whichever is earlier.

Fix **26 .09.2023** 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