

**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/COM-000031.

Monalisha Das Maity And Debasis Maity  
.....Complainants

Vs  
Dharitri Infraventure Pvt. Ltd.  
..... Respondent

Sl. Number and date of order	Order and signature of Authority	Note of action taken on order
5 ----- 15.01.2024	<p>Complainant alongwith his Advocate Angshuman Bhattacharjee is present in the online hearing filing hazira and vakalatnama through email.</p> <p>Advocate Sayantani Das is present in the online hearing on behalf of the Respondent, being its legal executive, filing hazira and authorization through email.</p> <p>The Respondent has submitted a notarized affidavit containing his response, as per the last order of the Authority, which has been received by this Authority.</p> <p>Let the said Response of the Respondent be taken on record.</p> <p>Heard both the parties in detail.</p> <p>The Advocate of the Respondent stated at the time of hearing that at para 4 of their Advocate they have stated that the flat booked by the Complainant has been allotted to a 3<sup>rd</sup> party and the person to whom it has been allotted has not given consent to give the details of the Allotment Letter, Agreement for Sale etc. Therefore, they are not able to give the details of the Agreement for Sale etc. executed with the 3<sup>rd</sup> party. She also stated that in four instalments the Respondent will refund the Principal Amount of Rs.2,88,000/-paid by the Complainant. They have given a refund schedule in their affidavit.</p>	

The Advocate of the Complainant requested for giving a Reply/Rejoinder against the Affidavit of the Respondent.

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

- a) The Respondent is directed to give the application on Section 5 supported by a notarized affidavit and affidavit-in-original to the Authority, serving a copy of the same to the Respondent, within **7 (seven)** days from today.
- b) The Respondent is further directed to submit a notarized affidavit within 7 (seven) days from today specifically mentioning that to whom the flat has been allotted, when it has been allotted and whether Allotment Letter, Agreement for Sale and Registration of the Deed of Conveyance has been made?
- c) The Complainant is directed to submit a Notarized Affidavit containing their Reply/Rejoinder against the Affidavit of the Respondent submitted earlier and also the Affidavit of the Respondent to be submitted as per para 4 (a) and (b) above, and sent the original Affidavit to the Authority, serving a copy of the same to the Respondent, both in hard and soft copies, within **7 (seven)** days from the date of receipt of the Respondent as per the para-4 (a) and (b) above.

Fix **19.02.2024** for further hearing and order.



(SANDIPAN MUKHERJEE)

Chairperson

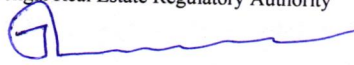
West Bengal Real Estate Regulatory Authority



(BHOLANATH DAS)

Member

West Bengal Real Estate Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Real Estate Regulatory Authority