

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/(PHYSICAL)000028

Swapna Roy and Prabuddha Kumar Roy..... Complainants

Vs

Jalan Builders Pvt. Ltd..... Respondent

Sl. Number and date of order	Order and signature of Authority	Note of action taken on order
04 (Execution) 05.12.2023	<p>Complainant is present in the physical hearing and signed the Attendance Sheet.</p> <p>Advocate Mr. Sushovon Dey and Mr. Biswajit Mukherjee, Authorized Representative of the Respondent are present in the physical hearing on behalf of the Respondent filing hazira and vakalatnama and signed the Attendance Sheet.</p> <p>The Complainant has submitted a Notarized Affidavit dated 22.11.2023, as per the last order of the Authority dated 27.09.2023, which has been received by this Authority on 29.11.2023.</p> <p>Let the said Affidavit of the Complainant be taken on record.</p> <p>Heard both the parties in detail.</p> <p>Advocate of the Respondent stated that, Clause 8 of the Mutual Settlement Agreement signed between the parties on 22.09.2023 provides that, - “.....no further claim or demand of any interest upon the Principal Amount as stated herein above shall be raised by the joint purchasers or any other person claiming through them in any manner whatsoever or howsoever and any such right and claim of interest upon the Principal Amount by the joint purchasers shall cease to exit.”. Therefore as per the Respondent, the Complainant cannot make any further claim or demand.</p>	

After hearing both the parties and going through the Affidavit of the Complainant dated 22.11.2023, the Authority is of the considered opinion that as the Complainant has signed the Mutual Settlement Agreement on 22.09.2023, therefore, as per clause 8 of the said agreement he cannot make any further claim or demand.

With the observation the matter is hereby disposed of.

Let copy of this order be sent to both the parties by speed post and also by email immediately.



(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