

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

Complaint No. WBRERA/COM000621

Bandhu Sundar Saha..... Complainant

Vs

Naolin Realcon Pvt. Ltd..... Respondent

Sl. Number and date of order	Order and signature of Authority	Note of action taken on order
02 <u>08.02.2024</u>	<p>Complainant is present in the physical hearing filing hazira and signed the Attendance Sheet.</p> <p>Shri Asok Kr. Bandyopadhyay (Mobile – 7603068475/8910232379, Email Id:-asok.bandyopadhyay@naolin.co.in), with designation-President Legal of the Respondent Company, being authorized representative of the Respondent, is present in the physical hearing and signed the Attendance Sheet. He is directed to file his authorization before the next date of hearing.</p> <p>Heard both the parties in detail.</p> <p>The Complainant submitted a Notarized Affidavit dated 12.12.2023, containing his total submission regarding this Complaint Petition, as per the last order of the Authority dated 29.11.2023, which has been received by this Authority on 14.12.2023.</p> <p>Let the copy of the Notarized Affidavit of the Complainant be taken on record.</p> <p>The Respondent has submitted his Written Response on Notarized Affidavit dated 30.01.2024, containing their submission in response to the Complaint Petition of the Complainant, as per last order of the Authority dated 29.11.2023, which has been received by this Authority on 05.02.2024.</p> <p>Let the copy of the Written Response on Notarized Affidavit of the Respondent be taken on record.</p> <p>The Respondent stated at the time of hearing and pointed out that the Complainant is not the absolute owner of the property, he is co-owner of the same</p>	

alongwith his wife. The Complainant did not mention it in the Complaint as well as in the Affidavit. So his Complaint and Affidavit are liable to be rejected.

The Complainant admitted at the time of hearing that he is joint-owner of the property alongwith his wife namely Mrs. Beauti Saha and he also admitted that due to some misconception and inadvertent mistake, he submitted affidavit in his sole name, for which he prayed for being excused.

The Authority is rejected the affidavit of the Complainant for the reason mentioned above.

After hearing both the parties, the Authority directs to the Complainant to submit a fresh affidavit containing his total submission regarding their Complaint Petition on a Notarized Affidavit, signed by both owner of the property, annexing therewith notary attested/self-attested copy of supporting documents alongwith Complaint Petition and send the Affidavit (in original) to the Authority serving a copy of the same to the Respondent, both in hard and soft copies, within **15 (fifteen) days** from today.

The Complainant is also directed to make a prayer on the Notarized Affidavit to include the name of his wife in the present Complaint Petition.

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 supporting documents, if any, and send the affidavit (in 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 **21.03.2024** for further hearing and order.



(SANDIPAN MUKHERJEE)

Chairperson

West Bengal Real Estate Regulatory Authority



(BHOLANATH DAS)

Member

West Bengal Real Estate Regulatory Authority



(TAPAS MUKHOPADHAY)

Member

West Bengal Real Estate Regulatory Authority