

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

Complaint No. WBRERA/COM000760

Ambuja Neotia Teesta Development Pvt. Ltd..... Complainant

Vs

Mr. Ajoy Kumar Jajodia..... Respondent

Sl. Number and date of order	Order and signature of the Authority	Note of action taken on order
02 16.07.2024	<p>Ms. Moumita Kundu, Sr. Manager Legal (Mob. No. 9903844131 & email Id: moumita.kundu@ambujaneotia.com) is present in the physical hearing on behalf of the Complainant filing Authorization and signed the Attendance Sheet.</p> <p>Respondent is absent despite due service of hearing notice to the Respondent through speed post and also by email.</p> <p>Let the track record of the due service of hearing notice to the Respondent be kept on record.</p> <p>Respondent sent an email communication dated 15.07.2024 stating that he will not be able to attend the hearing on 16.07.2024 due to his current health condition and as he resides in North Dinajpur and he requested for adjournment of today's hearing and rescheduling it to a next date.</p> <p>Let the said email communication of the Respondent be taken on record.</p> <p>Considered the prayer of the Respondent and he is hereby given the liberty to appear on the next date of hearing either physically or through online mode (through zoom.us.app) and the hearing link shall be sent through email to the Respondent prior to the next date of hearing.</p> <p>The Complainant submitted Notarized Affidavit dated 09.05.2024, containing their total submission regarding this Complaint Petition, as per the last order of this Authority dated 08.04.2024, which has been received by this Authority on 15.05.2024.</p>	


Let the said Affidavit of the Complainant be taken on record.

Heard the Complainant in detail.


After hearing the Complainant, the Authority is hereby pleased to give the following directions:-

- a) The Complainant is hereby directed to again send a scan copy of its Affidavit alongwith annexure and a signed copy of the Complaint Petition alongwith annexure, to the email id of the Respondent-Allottee **within 3 days** from the date of receipt of this order of the Authority through email; and
- b) The Complainant is also directed to submit a **Notarized Affidavit of Service** giving the details of service made by them to the Respondents; and
- c) 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 copy of 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 scan copies, within **15 (fifteen)** days from the date of receipt of the Affidavit of the Complainant by email, as per direction at (a) above; and
- d) The Respondent is hereby given the last chance / opportunity to submit the Written Response, failing which, no more chance / time shall be given to them for filling the Written Response, on the ground of speedy disposal of justice, as per section 29(4) of the Real Estate (Regulation and Development) Act, 2016; and
- e) The Respondent is further directed to remain present positively on the next date of hearing, in person or through Authorized Representatives / Advocate, either physically or through online mode, failing which, the Authority shall have no other option but to proceed with ex-parte hearing and disposal of this matter on the next date of hearing, on the ground of speedy disposal of justice; and
- f) The Respondent-Allottee is also hereby informed that their allotment of flat may be cancelled and booking amount may be forfeited, on the next date of hearing, if they fail to submit their Written Response, within stipulated period.

Fix **12.09.2024** for further hearing and order.


(BHOLANATH DAS)
Member

West Bengal Real Estate Regulatory Authority


(TAPAS MUKHOPADHYAY)
Member

West Bengal Real Estate Regulatory Authority