

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

Complaint No.WBRERA/COM 000842

Jharna Ray.....Complainant

Vs.

Somnath Ghosh..... Respondent

Sl. Number and date of order	Order and signature of the Officer	Note of action taken on order
04 17.06.2025	<p>Advocate Tirthankar Basu is present in today's hearing on behalf of the Complainant through online mode filing hazira.</p> <p>Respondent is absent in the hearing, without any intimation, despite due service of hearing notice through email.</p> <p>The Respondent was given last chance to file their written response on notarized Affidavit as per the order of this Authority dated 07.02.2025 and was specifically intimated that, no further chance shall be given to them if they fail to submit the Affidavit within the time schedule, as allowed in the said order. In spite of that Respondent neither attended any hearing nor submitted their Affidavit, totally violating the order of the Authority.</p> <p>As the Respondent did not appear today, the Authority is proceeding with Ex-parte hearing as specified in the Authority order dated 07.02.2025.</p> <p>Heard the Complainant in detail.</p> <p>The Complainant alleged that Respondent and his men and agents have illegally entered in the plot in issue, violating the direction of the Authority dated 14.08.2024.</p> <p>The Complainant prayed for necessary actions in this respect.</p> <p>The Complainant has also stated that they have complied the order of the Authority to submit a notarized Affidavit of service containing the details of the service of his Affidavit, complaint petition, and orders of this Authority by speed post and also by email to the Respondent.</p> <p>The Complainant prayed for immediate disposal of the matter.</p> <p>After hearing the Complainant, the Authority is of the opinion that the Respondent has totally violated the condition of the Development Agreement dated 12.11.2018 and is hereby pleased to give the following directions:-</p> <p>A. The Complainant is at liberty for cancellation of the Development Agreement dated 12.11.2018 entered between her and the Respondent.</p> <p>B. The Respondent shall return back the entire property being Plot No.100, Sub Block 10 of Block-A, in the Kalyani Township district</p>	

Nadia, PO&PS - Kalyani, Pin - 741235, as is where is basis in favour of the Complainant within 30 (thirty)days from the date of receiving this order by speed post or email whichever is earlier.

In case of non-compliance of this order by the Respondent the Complainant is at liberty to file an Execution Application before the Authority as per Execution Regulation.

With this direction, the matter is hereby disposed of.

Let copy of this order be served to both the parties immediately.



(BHOLANATH DAS)

Member

West Bengal Real Estate Regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Real Estate Regulatory Authority