

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

Complaint No.WBRERA/COM 000263

Souvik Saha and Suchitra Ghosh Saha Complainant

Vs.

Evanie Infrastructure Pvt. Ltd Respondent

Sl. Number and date of order	Order and signature of the Authority	Note of action taken on order
05 <u>25.06.2025</u>	Complainant is present in the online hearing today filing hazira. Advocate Gourav Banerji is present in the online hearing on behalf of the Respondent Company, filing hazira and vakalatnama through email. Respondent did not submit their written response on notarized Affidavit in spite of Authority order dated 26.06.2024, 10.09.2024 and 14.11.2024. It was categorically mentioned in order dated 14.1.2024 that no more chance or time shall be given to the Respondent, if they fail to submit Affidavit in response to the Affidavit of the Complainant. In spite of that the Respondent did not pay any heed to the directions of the Authority and violated Authority order on every occasion. After hearing both the parties, the Authority is of the opinion that the Respondent has failed miserably in complying his obligation to handover possession of the flat to the Complainant within stipulated time and is liable to make refund the principal invested by the Complainant including the interest as per provisions of the RERA (Regulation and Development) Act, 2016. Hence, the Authority is hereby pleased to give the following directions:- A. As per provision of section 18, of RERA (Regulation and Development) Act, 2016 read with Rule 18 of WBRERA Rules, the Respondent shall refund the Complainant the principal amount of Rs. 8,15,062/- along with interest at the rate SBI PLR +2 per cent to be calculated from the date of payment of the principal amount by the Complainant till the date of refund of the same, by the Respondent, through Bank Transfer within 45(forty-five) days from the date of receiving this order of this Authority by speed post or by email whichever is earlier.	

B. The Complainant shall send their Bank Account details within **5(five)** **days** from the date of receiving this order through email.

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