

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

Complaint No.WBRERA/COM-000095

Arati JotiComplainant

Vs.

M/s. Jayjagannath Construction and Others.....Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
01 <u>16.05.2023</u>	<p>Advocate Shantanu Ghosal is present on behalf of the Complainant (Arati Joti). He is directed to send hazira and vakalatnama for today's hearing through email to the Authority immediately after receiving this order.</p> <p>Respondent is absent despite due service of notice through email. The notice sent through speed post to the Respondent contains the statement "item returned, no such person in the address" in the service report.</p> <p>Heard the Complainant in detail.</p> <p>As per the Complaint Petition, a Development Agreement was signed between the Complainants and the Repondents and one Somnath Ghosh on 28.02.2018 for developing a housing project on the piece and parcel of land comprised of an area of 7 katha together with 100 Sq. ft. R.T.S in respect of Howrah Municipal Corporation Holding No. 112/1, Narasingha Dutta Road, within the Jurisdiction of Howrah Municipal Corporation area under Ward No. 24, District-Howrah.</p>	

In this Complaint Petition, the Complainant prays for the following relief –

- a. An amount of Rs. 57,16,783/- per month for the period from 26.09.2021 till date of actual possession on account of interest delay in completion and Handing over of possession of the applicant's allocation calculated @18% per month on an amount of Rs.3,17,59,909/-.
- b. Compensation of an amount Rs. 50,000 per month including an interest @ 18% per month on an from 26.09.2021 till actual handing over of possession of the applicants allocation.

After hearing both the parties, the Authority is satisfied to admit this matter for further hearing and order.

The Complainant is directed to submit his total submission regarding his Complaint Petition on a Notarized Affidavit annexing therewith notary attested supporting documents and a signed copy of the Complaint Petition and send the original Affidavit to the Authority serving a copy of the same to the Respondent, both in hard and soft copies, within 15 days from the date of receipt of this order through email.

Complainant is further directed to provide email id of the Respondent Firm and the email id of the Partners of the firm in her notarized affidavit. She is also directed to provide other addresses of the Respondent firm, if any, and addresses of the partners of the Respondent firm in her affidavit.

The Respondent is directed to submit his Written Response regarding the Complaint Petition on a Notarized Affidavit annexing

therewith notary attested supporting documents, if any, and send the original to the Authority serving a copy of the same to the Complainant, both in hard and soft copies, within 15 days from the date of receipt of the Affidavit of the Complainant.

Fix **10.07.2023** for further hearing and order.



(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