

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

Complaint No. WBRERA/COM000175

Sushma Yadav ..... Complainant

Vs

Ideal Real Estates Pvt. Ltd..... Respondent

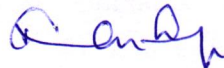
Sl. Number and date of order	Order and signature of Authority	Note of action taken on order
01 (Execution) 14.03.2024	<p>Today the matter is taken up for execution hearing of the final order dated 21.09.2023 passed in this matter.</p> <p>Complainant Sushma Yadav alongwith her advocate Priyanko Banerjee (Mobile – 9830347232, email – anclawchambers@gmail.com) is present in the online hearing filing hazira and vakalatnama, as the case may be, through email.</p> <p>Advocate Saubhik Chowddhury (Phone– 8420004467, email id – saubhikchowdhury@sinhaco.com) is present in the online hearing on behalf of the Respondent. He is directed to send his hazira and vakalatnama through email to the Authority immediately after today’s hearing.</p> <p>Complainant has submitted an Execution Application dated 18.12.2023 praying for execution of the final order dated 21.09.2023, which has been received by this Authority on 19.12.2023.</p> <p>Let the said Execution Application of the Complainant be taken on record.</p> <p>Heard both the parties in detail.</p> <p>Complainant stated at the time of hearing that no payment has been made by the Respondent till date after the final order passed by the Authority on 21.09.2023 and she prayed for immediate full execution of the said order.</p> <p>Advocate of the Respondent stated that he has no specific instruction from his client regarding the compliance of the final order to be done by the Respondent. He also stated that his client informed him that he has not received the copy of the Execution Application submitted by the Complainant.</p>	

The records of the Authority shows that, a scan copy of the Execution Application has been sent to the Respondent alongwith with the hearing notice and it has been sent from the office of WBRERA, therefore, this contention of Respondent does not stand that they have not received the Execution Application.

After hearing both the parties, the Authority is pleased to give the following directions:-

- a) The Complainant shall send a copy of the Execution Application dated 18.12.2023 alongwith annexure to the Respondent through speed post and also through email within 3 days from today for the interest of speedy disposal of the proceedings, through the same has already been served by the Authority through email ; and
- b) The Respondent shall make payment of the total Principal Amount alongwith interest, as per the final order of this Authority dated 21.09.2023, within 30 days from today; and
- c) If the Respondent fails to make the payment as per the direction at (a) above, the Director of the Respondent Company Mr. Nakul Himatsingka shall remain present positively in person physically before the Authority on the next date of hearing and show cause on a Notarized Affidavit why action should not be taken upon the Respondent, as per section 38 read with section 61 of the Real Estate (Regulation and Development) Act, 2016, for non-compliance of the order of this Authority dated 21.09.2023.

Fix **25.04.2024** for further hearing and order and on the next date, physical hearing shall be held in the office of WBRERA.



(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