

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

Complaint No.WBRERA/COM-000071

Jogesh Chandra Biswas Complainant

Vs.

Evanie Infrastructure Private Limited..... Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
01 <u>27.04.2023</u>	<p>Complainant is present in the online hearing filing hazira through email.</p> <p>Advocate Shourya Basu has sent an hazira for appearing in this matter on behalf of the Respondent but he is absent today in the online hearing.</p> <p>He has sent a prayer to the Authority by email dated 27.04.2023 that due to recent renovations and repairing works being done in the offices of the Respondent herein, certain documents pertinent to the matter as mentioned in the Cause Title are temporarily not found and therefore, the Advocate of the Respondent is unable to be present today before the Ld. Authority.</p> <p>He has prayed for a short adjournment.</p> <p>Let the petition mentioned above of the Respondent seeking adjournment sent through email be taken on record.</p> <p>The prayer of the Respondent is considered and granted one month time to him to submit Written Response.</p> <p>Heard the Complainant in detail.</p> <p>The case of the Complainant is that he booked a 3BHK flat vide Application No. EEN004510 with approximately 906.25 Sq.ft., of super built-up area and he has paid Rs.12,60,120/- (Rupees twelve lakhs sixty thousand one hundred twenty only) inclusive of GST, in three installments during the year 2018. As per the Agreement for Sale the flat was scheduled to be handed over by November, 2021 but the Respondent failed to give the delivery of possession of the flat within</p>	

the scheduled time period. Moreover the construction of the project work has been stopped for a long time.

In the present circumstance, he wants refund of total paid amount with interest.

After hearing the Complainant, 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, if any, 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.

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 Affidavit 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 either through email or by post, whichever is earlier.

Fix **06.06.2023** 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