

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

Complaint No. WBRERA/COM000244

Tanmaya Das..... Complainant

Vs

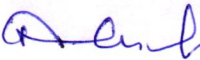
Evanie Infrastructure Private Limited..... Respondent

Sl. Number and date of order	Order and signature of Authority	Note of action taken on order
02 15.04.2024	<p>Complainant is present in the online hearing filing hazing through email.</p> <p>Advocate Mr. Shourya Basu is present in the online hearing on behalf of the Respondent Company filling hazira and Authorization through email.</p> <p>The Complainant submitted Notarized Affidavit dated 27.03.2024, containing their total submission regarding this Complaint Petition, as per last order of this Authority dated 22.02.2024, which has been received by this Authority on 01.03.2024.</p> <p>Let the said Affidavit of the Complainant be taken on record.</p> <p>The Respondent till date did not submit his Written Response.</p> <p>Heard both the parties in detail.</p> <p>The Advocate of the Respondent prayed for some more time to submit the Written Response on notarized Affidavit. He also stated that a Public Notice has been issued by the Respondent Company in December, 2023 stating that the refund process of the cases shall be initiated in the new Financial Year, that is on and from 16.04.2024 onwards.</p> <p>He also prayed for necessary permission to mutually settle the matter with the Complainants.</p>	

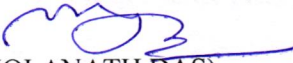
After hearing both the parties and after examination of the Affidavit submitted by the Complainants, the Authority is hereby pleased to give the following directions:-

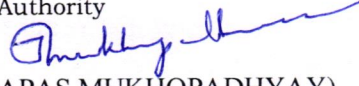
- a) The Respondent shall submit the Written Response on Notarized Affidavit, giving a **Refund Schedule** in the said Affidavit mentioning the date and amount of installments by which they will refund the Principal Amount of Rs.17,11,000/- paid by the Complainant alongwith interest @SBI PLR +2% per annum for the period starting from respective dates of payment made by the Complainant till the date of realization, and send the Affidavit (in original) to the Authority, serving a copy of the same to the Complainant, both in hard and scan copies, within **10 days** from the date of receipt of this order of the Authority through email; and
- b) In spite of the order at (a) above, both the parties are at liberty to mutually settle the matter by amicable discussion and if they arrive at a mutual settlement, they shall submit a **Joint Affidavit**, signed by both the parties, and send it to the Authority (in original) before the next date of hearing and in that case the Respondent shall not have to submit Affidavit as directed at (a) above; and
- c) The Respondent is further directed to submit a fresh Authorization from the Respondent Company to appear in this matter on behalf of 'Evanie Infrastructure Private Limited', before this Authority.

Fix **30.05.2024** for further hearing and order.


(SANDIPAN MUKHERJEE)
Chairperson

West Bengal Real Estate Regulatory Authority


(BHOLANATH DAS)
Member


(TAPAS MUKHOPADHYAY)
Member

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