ORDER SHEET

WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

Complaint No. COM-000017 of 2019

Dr. Avik Kumar Jana......Complainant

AND

Sourabh Agarwal.....Respondent

Order and signature of Officer	Note of
	action
order	Taken
	on orde
Both the parties are absent. Order of this Authority dated 13/08/2019	
recorded that Complainant failed to furnish any written reply against the	
Respondent's objection though several opportunities were given to the	
Complainant.	
Complainant was accorded reasonable opportunity to attend hearing and	
give evidence in support of complaint petition that can substantiate prayers	
and prove contraventions of provisions of the WBHIRA Act 2017 for which	
the relief has been sought but complainant didn't participate in hearing and	
couldn't deny the written objections of the respondent duly communicated to	
him. There is no reason to proceed further in this complaint case due to such	
default of complainant and fact that case is not maintainable and liable to be	
dismissed.	
This Authority after examining the material on record and complaint	
petition is not satisfied to proceed further in terms of Rule 36(2) of WBHIRA	
Rules, 2018 as there are no evidence to prove contraventions of any	
provisions of the WBHIRA Act, 2017 and rules made there under and	
accordingly, this complaint petition is dismissed for default in terms of Rule	
36(2) (d) of WBHIRA Rules, 2018.	
	Both the parties are absent. Order of this Authority dated 13/08/2019 recorded that Complainant failed to furnish any written reply against the Respondent's objection though several opportunities were given to the Complainant. Complainant was accorded reasonable opportunity to attend hearing and give evidence in support of complaint petition that can substantiate prayers and prove contraventions of provisions of the WBHIRA Act 2017 for which the relief has been sought but complainant didn't participate in hearing and couldn't deny the written objections of the respondent duly communicated to him. There is no reason to proceed further in this complaint case due to such default of complainant and fact that case is not maintainable and liable to be dismissed. This Authority after examining the material on record and complaint petition is not satisfied to proceed further in terms of Rule 36(2) of WBHIRA Rules, 2018 as there are no evidence to prove contraventions of any provisions of the WBHIRA Act, 2017 and rules made there under and accordingly, this complaint petition is dismissed for default in terms of Rule

The case is thus disposed off.

Let copy of this order be sent to both the parties.

Dictated & corrected by me

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(ONKAR SINGH MEENA)
Designated Authority,

Housing Industry Regulatory Authority, West Bengal.