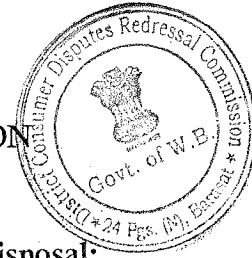


DIST. CONSUMER DISPUTES REDRESAL COMMISSION
NORTH 24 Pgs., BARASAT.



Date of Filing:
30.05.2019

C.C. No.162/2019
Date of Admission:
13.06.2019

Date of Disposal:
13.04.2023

Complainant/s:-

Sri Subrata Kumar Mitra, S/o. Gour Chandra Mitra,
Vill-Sadpurf, P.O. Maslandpur, P.S. Habra, Dist-North 24 Pgs,
Pin-743289.

= Vs =

Opposite Party/s:-

- 1.Sahara Q Shop Unique Products Range Ltd, regd. office at Sahara India Bhawan, 1, Kapoorthala Complex, Aliganj, P.O. and P.S. Aliganj, Lucknow-226024.
- 2.Sahara Q Shop Unique Products Range Ltd, its Sector Office at New Ashirbad Bhawan, Joygachhi, Jessore Road, P.O. and P.S. Habra, North 24 Parganas, Pin-743263.
- 3.The Regional Manager, Sahara Q Shop Unique Products Range Ltd, Badamtala, Madhyamgram, P.O. and P.S. Madhyamgram, Dist- North 24 Pgs, Kolkata-700129.
- 4.The Regional Director, SEBI, L and T Chambers, 3rd Floor, 16, Camac Street, P.O. and P.S. Shakespeare Sarani, Kolkata-700017.

P R E S E N T

- :- Smt. Sukla Sengupta.....President.**
- :- Smt. Monisha Shaw Member.**
- :- Sri. Abhijit Basu Member.**

JUDGMENT/FINAL ORDER

The case filed by the complainant U/S.12 of the Consumer Protection Act read with Section 13 of the C.P. Act, 1986.

The brief facts of the case is as follows:-

The complainant stated that being convinced by the representative of the O.P and the complainant agreed to deposit money in the SAHARA Q SHOP UNIQUE SCHEME .
The complainant invested Rs. 21,600/- to Shahara Q Shop Unique Scheme.

The opposite party issued the two certificate being Nos. 562015391276 dated 22.06.2012 and 562015397944 dated 30.06.2012.

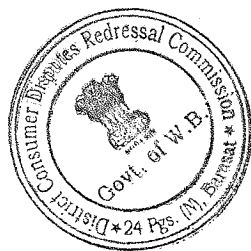
The opposite party issued said certificated. Even after maturity of the said scheme the complainant went to the office of the opposite parties for realizing and / or collecting the matured amount but the opposite parties No. 1 to 3 were neglected and refused to refund the matured amount in spite of several documents by the complainant. Hence the complainant filed this case for direction to the O.P. Nos. 1,2 and 3 to pay the matured value of the said scheme and other reliefs.

O.P. Nos. 1,2 and 3 did not contest the case by filing written version after receiving the notice.

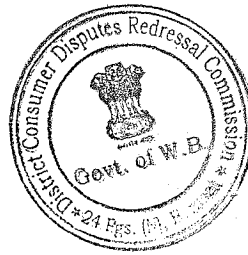
There was no allegation against the O.P. No.4 and therefore there is no case against the O.P. No.4.

Reason for judgment

Considering the petition of the complainant, written version of O.P. No.4 and evidence of the complainant and documents filed we find that the complainant had deposited the amount as stated by the complainant and O.P. Nos. 1 to 3 after maturity of the certificates failed and neglected to pay the matured value. The O.P. Nos. 1 to 3 did not controvert the allegations of the complainant by filing any evidence or any oath. The complainant proved the case by swearing of affidavit which was not controverted by O.P. Nos. 1 to 3. Therefore, we find that the complainant has proved the case and is entitled to get the decree in his favour against the O.P. Nos. 1 to 3.



C.C. No.162/2019



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So far as the O.P. No.4-SEBI is concerned it is found that the complainant has not sought for any relief against O.P. No.4, hence O.P. No.4 is liable to be dismissed and complainant invested money O.P. Nos. 1,2 and 3 hence O.P. Nos. 1,2 and 3 are liable to refund the matured amount.

Hence,
it is ordered

that the case be and the same is allowed exparte against O.P. Nos. 1 to 3 and dismissed on contest against the O.P. No.4.

The O.P. Nos. 1,2 and 3 are directed to pay the matured value in respect of said scheme being certificate Nos. 562015391276 dated 22.06.2012 and 562015397944 dated 30.06.2012 upon production original certificates and documents of deposit by the complainant, along with interest thereon at the rate of 6% p.a. from the date of maturity till payment of the same within two months from the date of judgment, failing which the complainant is at liberty to execute a decree according to law.

Let plain copy of this order be given to the parties free of cost as per the CPR, 2005.

Dictated & Corrected by me

Member

Member

Member

President

Paid certified copy

Serial No. of the Application 111

Date of receipt of Application 8/5/23

Name of the applicant S. Pal

Date of deposit 8/5/23

Date of presentation of Application 8/5/23

Date of preparation of Copy 8/5/23

Amount of fee paid 20/-

Date of dispatch of free

certified copy of order (by

Hand/ Post) on 8/5/23

CERTIFIED TO BE TRUE COPY

R
08/05/2023
Registrar
Dist. Consumer Disputes
Redressal Commission
North 24 Pgs. at Barasat

