**BEFORE THE CONSUMER DISPUTES REDRESSAL DISTRICT FORUM AT LATEHAR, JHARKHAND**

**CC.No.\_\_\_\_\_\_\_\_\_\_\_\_\_\_/20\_\_**

Dashrath Oraon

S/o Sri Tibhu Oraon

Hundru, P.O.- Demu

District- Latehar, Jharkhand

Phone number: [your phone number]

Age: [Enter Age]

Occupation: [Enter Occupation] Complainant

Versus

1. Smart Way Trading and Marketing Pvt. Ltd., Latehar

Registration- 13330, CIN- U51220JH2008

Email: smartwaylatehar@gmail.com

1. Ravindra Prasad Chaurasiya

S/o Badri Prasad

Mantri Gali, Main Road, Latehar … Opposite Parties

This complaint under section 35 of the Consumer Protection Act, 2019, is presented on the grounds stated herein under:-

1. That the Complainant is a citizen of India residing in Hundru, P.O.- Demu

District- Latehar, Jharkhand and the Opposite Parties abovenamed are an investment company registered in India and its proclaimed proprietor.

2. That OP 2 Ravindra Prasad Chaurasiya introduced himself as the proprietor of OP 1 Smart Way Trading and Marketing Pvt. Ltd. and promised that the Complainant will get Rs. 16960/- after a maturity period of 2 years 6 months on an investment of Rs. 10000/-.

3. The Complainant made the investment on 09/08/2012 and received cash receipts for the same on 27/08/2020. The cash receipts are marked as Annexure 1.

4. After the maturity period, the Complainant tried contacting both the Opposite Parties but has received no response.

5. The opposite party, involved in the business of investment service, has a responsibility to repay the investment amount with the promised return after maturity period. The opposite party has been deficient in offering this service. The complainant is entitled to receive the invested amount with interest.

6. The total consideration paid by the Complainant for the service is Rs.10,000/- which is less than Rs. 50 lakhs. The complainant and the OP2 reside in Latehar and the cause of action arises in Latehar. Hence the district forum has the jurisdiction to try and entertain this complaint.

7. The complainant has not filed any complaint having the same cause of action in any other forum or court.

8. The cause of action arose on 09/08/2020 which is within the limitation period prescribed under the Act. Hence, the claim in the complaint is not barred by the law of limitation.

9. The Complainant is complying with the Court Fees Mandated under Rule 7 of the Consumer Protection (Consumer Dispute Redressal Commission) Rules, 2020.

10. In the circumstances, the Complainant therefore prays that:

a. the opposite party be directed to repay the invested amount along with the promised return on investment;

b. the Opposite Party be directed to pay to the Complainant the sum of Rs. \_\_\_\_\_\_\_\_/- being the cost of the legal expenses borne by the Complainant;

c. the opposite party be directed to pay to the complainant the sum of Rs. \_\_\_\_\_\_\_\_/- being the cost of visiting the opposite party, phone calls, follow up and mental agony and harassment suffered by the Complainant due to negligence and deficiency in service by the opposite party.

d. any other relief deemed fit and proper in the circumstances of the case.

Dated this day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**COMPLAINANT**

**VERIFICATION**

I, Dashrath Oraon, s/o Sri Tibhu Oraon, Indian Inhabitant the complainant abovenamed residing in Hundru, P.O.- Demu, District- Latehar, Jharkhand, do hereby solemnly declare and state that what is stated in paragraphs no.1 to 10 of the above complaint is true to my own knowledge and what is stated in the remaining paragraphs is stated on information and belief and I believe the same to be true.

Solemnly declared at Latehar

this day of \_\_\_\_\_\_ 2024

Complainant