

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

APPEAL-227/2022

RATAN BUILDTECH PRIVATE LIMITED

.....Appellant

Versus

DEBANGSHU SARKAR DEBANGSHU SARKAR

.....Respondent

Counsel for Appellant

Counsel for Respondent

PRANETI AGARWAL

DEEPAK AGARWAL

UNNATI VIJAY

Hon'ble Mr. Justice (Dr.) D.K. Arora, Chairman

Hon'ble Mr. K.K. Jain, Technical Member

Shri Deepak Agarwal, Chartered Accountant is present on behalf of the applicant.

As per office report, the applicant has not filed the affidavit of service in pursuance to order dated 29.04.2022. Shri Deepak Agarwal, practicing Chartered Accountant submitted that he had a talk with the respondent, but the respondent is not present on account of some personal visit to Patna. If the respondent would have present, we might have dispensed with the requirement of filing an affidavit of service. Since the respondent is not present, therefore we cannot take cognizance of the private communication between the two persons. As the applicant was required to file an affidavit of service in pursuance to order dated 29.04.2022, therefore, in the absence of affidavit or appearance on behalf of respondent at this stage we cannot proceed in the matter further.

Shri Deepak Agarwal, Chartered Accountant submitted that he will file an affidavit of service within a week.

As in the absence of affidavit of service, today's date has gone waste. However, in the interest of justice, we grant a weeks' time to the legal representative of the applicant to file affidavit of service at the cost of Rs. 500/-. The cost so received will be utilised for the purchase of books for the Legal Representative's Library.

List this case on **14.07.2022**.

(K.K. Jain)

(D.K. Arora)

Dated: 01.07.2022

GAURAVSRI