

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

RA-54/2023
IN
Appeal/628/2021

ANSAL API

.....Appellant

Versus

UP RERA

.....Respondent

Counsel for Appellant

Counsel for Respondent

Hon'ble Mr. Sanjai Khare, Judicial Member

Hon'ble Mr. Rameshwar Singh, Administrative Member

Ms. Reshu Sharma, Advocate is present on behalf of the appellant/applicant. No one is present on behalf of respondent.

The recall application along with condonation of delay has been filed by the applicant.

The perusal of order-sheet reveals that notice was issued to the respondent vide order dated 22.12.2023, but affidavit of service has not been filed.

The learned counsel for the applicant prays for issuance of fresh notice to the respondent.

Let fresh notice be issued to the respondent for filing objections, if any, against the said recall application as well as on application for condonation of delay in filing the recall application, returnable on 28.08.2024.

The Registry will generate a notice for 28.08.2024 and send the same through email to the applicant and his counsel within 48 hours. The applicant after downloading the notice will send it through speed-post to the respondent annexing application for condonation of delay and recall application along with its annexures within three days. The applicant will also send the soft copy of application for condonation of delay and recall application along with its annexures, annexing notice issued by the Tribunal through e-mail to the respondent within three days. The applicant will file an affidavit of service annexing copy of postal receipt and transaction report of e-mail sent to the respondent as well as copy of the track record of the postal department regarding service of notice upon the respondent.

On receipt of the notice, it is open for the respondent to send objections to the application for condonation of delay as well grounds of recall application to the applicant and his counsel through e-mail within 7 days. Reply, if any, will be sent by the applicant to the respondent within 3 days thereafter. The parties/legal representatives are directed to upload their respective objection/reply on the e-portal of the Tribunal immediately thereafter.

List this application (RA No. 54/2023) for orders/hearing on **28.08.2024**.

(Rameshwar Singh)

(Sanjai Khare)

Dated: 12.08.2024
SYEDTANVEER