

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

APPEAL-3/2020

IFCI INFRASTRUCTURE DEVELOPMENT LIMITED IFCI
TOWER

.....Appellant

Versus

PREETI SHARDA

.....Respondent

Counsel for Appellant
SIDDHARTH VIKRAM ASTHANA

Counsel for Respondent
SHUCHITA SINGH

Hon'ble Mr. Sanjai Khare, Judicial Member

Hon'ble Mr. Rameshwar Singh, Administrative Member

Sri Siddharth Vikram Asthana, learned counsel for the appellant and Sri Abhishek Awasthi, holding brief of, Ms Suchita Singh, Advocate , learned counsel for the respondent are present.

Learned counsel for the appellant submitted that impugned order dated 21.10.2019 has been passed by the Adjudicating Officer without jurisdiction. Learned counsel for the appellant has argued that Adjudicating Officer has allowed delay interest as compensation. In support of his submissions, learned counsel for the appellant placed reliance on order/judgement of this Tribunal, passed in Appeal No. **514/2022 (M/s Omaxe India Trade Centre Pvt. Ltd Vs. Pradeep)** and order/judgement of this Tribunal, passed in Appeal No.**54/2024 (U.P. Avas Evam Vikas Parishad Vs. Dhirendra Kumar Bhandari).**

Learned counsel for the respondent has argued that objections regarding jurisdiction should have been raised by the appellant before the Adjudicating Officer and the complainant (respondent herein) had sought relief in his/her complaint regarding interest for delay in handing over of possession.

Heard learned counsels for the parties.

Judgement reserved.

(Rameshwar Singh)

(Sanjai Khare)

Dated: 19.09.2024
MANSINGH