

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 2

APPEAL-526/2021

LUCKNOW DEVELOPMENT AUTHORITY

.....Appellant

Versus

VINAY PRAKASH SINGH VINAY PRAKASH SINGH

.....Respondent

Counsel for Appellant
AMIT YADAV

Counsel for Respondent
HRIDESH SRIVASTAVA

Hon'ble Mr. T.B. Singh, Judicial Member
Hon'ble Mr. K.K. Jain, Technical Member

Case called on.

Mr. Amit Yadav, learned counsel for the applicant and Mr. Hridesh Srivastava, learned counsel for respondent are present.

Heard on limitation application which was moved with the contention that the impugned order has been passed on 01.02.2021 by the Regulatory Authority which was uploaded on 04.01.2021 on the e-portal of the RERA and thereafter the instant appeal has been filed on 02.07.2021 with delay of 148 days.

Learned counsel for respondent submitted that he has not filed objection to the limitation application but he emphatically submitted that it is well known fact that Covid-19 pandemic was prevailing since 15.03.2020 to 02.10.2021 which has been recognized by the Hon' ble Court in **Suo Motu Petition Writ (Civil) No. 3 of 2020**, in re: **Cognizance for extension of limitation** and on this basis the relaxation has been given to all litigants to file suit or any legal proceedings before any Court or Tribunal after giving due benefit of the said period.

In the light of the above, the application for condonation of delay is **allowed**. The delay in filing the instant appeal is condoned.

Let this defective appeal be registered as **Regular Appeal**.

Learned counsel for the respondent submitted that he has filed reply to the grounds of appeal after giving its copy to the applicant through e-mail.

Learned counsel for applicant is directed to file replication/rejoinder affidavit if wants, after sending its copy to the respondent and his counsel before the next date fixed.

List this case on **24.12.2021** for further orders.

(K.K. Jain)

(T.B. Singh)

Dated: 26.11.2021
VIJAYKUMAR