

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

**EA-3/2023
IN
Appeal/72/2019**

AMIT KUMAR PANDEY

.....Appellant

Versus

M/S DEVIKA GOLD HOMZ PVT.LTD.

.....Respondent

Counsel for Appellant

Counsel for Respondent

Hon'ble Mr. Sanjai Khare, Judicial Member

Hon'ble Mr. Rameshwar Singh, Administrative Member

List revised.

No one is present on behalf of respondent.

Sayyed Haider Rizvi, Advocate is present on behalf of applicant and submitted that affidavit of service has been filed.

We have examined the affidavit of service filed by the applicant. Perusal of the same reveals that the postal notice as well as notice by email has been delivered to the respondent. Apart from this, the moment when any appeal is uploaded, an auto-generated link goes on the email IDs of the parties registered with the RERA. Similarly, the moment any orders/document is uploaded, a link is generated and goes to the parties and parties can download the memo of appeal alongwith annexure, orders or any other document. Thus, it cannot be said that the respondent is unaware about the present proceedings. On due consideration, we treat service of notice on the respondent sufficient.

In the interest of justice, we grant 10 days' further time to the respondent for filing objections. The respondent is directed to send the copy of the same to the applicant and its counsel through email within 10 days. On receipt of the objections, the applicant will send reply, if any, to the respondent within a week thereafter.

Learned counsel for the applicant and the Registry is directed to send the copy of today's order to the respondent and its counsel on their email IDs additionally.

List this case for consideration on **05.08.2024**.

(Rameshwar Singh)

(Sanjai Khare)

Dated: 03.07.2024
MANSINGH