

U.P. STATE INDUSTRIAL DEVELOPMENT CORPORATION
LIMITED

.....Appellant

Versus

PAVAN KUMAR SINGH PAVAN KUMAR SINGH

.....Respondent

Counsel for Appellant
KARTIKEY DUBEY

Counsel for Respondent
DEEPAK DWIVEDI

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

Heard Sri R. C. Misra, co-counsel of the applicant and Sri Deepak Dwivedi, learned counsel for the respondent on the application for condonation of delay.

Learned counsel for the applicant submitted that RERA has passed the impugned order dated 01.12.2021. Certified copy of the order was applied on 21.03.2022 and the same was received on 01.04.2022. Thereafter the instant appeal was immediately filed. The submission of learned counsel for the applicant is that the case of the applicant is squarely covered by the order dated 10.01.2022 passed by Hon'ble Supreme Court in *Suo Moto Writ (C) No. 3 of 2020*.

Learned counsel for the respondent fairly submitted that the case of the applicant is squarely covered by the order of Hon'ble Supreme Court dated 10.01.2022 passed in *Suo Moto Writ Petition (Civil) No. 3 of 2020*. Therefore, he has no objection if the delay is condoned.

We have examined the submission of learned counsel for the parties and gone through the record. The case of the applicant is squarely covered by the order of Hon'ble Supreme Court dated 10.01.2022 passed in *Suo Moto Writ Petition (Civil) No. 3 of 2020*. Accordingly we condone the delay in filing the present appeal.

The Registry is directed to convert this defective appeal into regular appeal.

As the pleadings have been exchanged, with the consent of the parties, we proceed to hear the matter finally.

Heard learned counsel for the parties. Learned counsel for the appellant pressed grounds A, E & N of the grounds of appeal.

Judgment reserved.

(K.K. Jain)

(D.K. Arora)