

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

APPEAL-12/2023

DINESH AWASTHI

.....Appellant

Versus

ALPINE INFRAPROJECTS PVT LTD
ALPINE INFRAPROJECTS PVT LTD

.....Respondent

Counsel for Appellant
ANURAG MISRA

Counsel for Respondent
HIMANSHU HEMANT GUPTA

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

Hon'ble Mr. K.K. Jain, Technical Member

A request for adjournment is received from Shri Anurag Misra, learned counsel for the appellant on the ground of suffering from cough and fever.

Learned counsel for the respondent informs that vide order dated 24.04.2023, on the request of learned counsel for the appellant, a weeks' and no more time was granted for filing reply to the objections of the respondent, but till date he has not received any reply from the appellant.

On examination, we found that the appellant has not uploaded any reply to the objections of the respondent.

Learned counsel for the appellant has filed an application for adjournment in the folder of the appellant and incidentally we checked the folder, whereas the counsels for the parties are required to file adjournment application through IA in the folder of adjournment, therefore the learned counsel for the applicant will take note of this fact and act accordingly in future.

As far as adjournment on the health ground is concerned, we accept the same, but no request for grant of further time has been made by the learned counsel for the appellant in the adjournment application and the time earlier given has already expired. Since despite stop order, the learned counsel for the appellant didn't choose to file reply, we have left with no other option but to close the opportunity of learned counsel for the appellant for filing reply to the objections of the respondent.

List this appeal on **18.08.2023**.

(K.K. Jain)

(D.K. Arora)

Dated: 03.07.2023
GAURAVSRI