

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 2

APPEAL-237/2024

TRIPTI AGRAWAL

.....Appellant

Versus

ANTRIKSH DEVELOPERS & PROMOTERS PVT LTD (
ANTRIKSH

.....Respondent

Counsel for Appellant
VINEET K SINGH BISEN

Counsel for Respondent

Hon'ble Mr. Sanjai Khare, Judicial Member

Hon'ble Mr. Rameshwar Singh, Administrative Member

Sri Aditya Tiwari, learned co-counsel for the applicant/appellant is present and no one is present on behalf of respondent.

Perusal of order sheet reveals that matter has proceeded *ex-parte* against the respondent vide order dated 05.12.2024.

Heard learned co-counsel for the appellant on application for condonation of delay to condone delay in filing appeal. The appellant in the application/affidavit has stated that complaint of applicant Ms Tripti Agrawal was decided by the Regulatory Authority through a composite order dealing jointly with complaint of Shyam Sunder Agrawal.

Sri Shyam Sunder Agrawal & Tripti Agrawal jointly filed appeal 824/2020 before this Tribunal. During the pendency of Appeal No. 824/2020, appellant No. 2 i.e. Ms Tripti Agrawal withdrew herself from the joint appeal with the liberty to file fresh appeal in accordance with law as ordered by this Tribunal vide order dated 06.05.2024.

In pursuance to the liberty granted vide order dated 06.05.2025, present Appeal No. D 237/2024 has been filed by the appellant Ms Tripti Agrawal on 03.07.2024 within the prescribed time limit from the date of grant of liberty to file the appeal afresh.

Keeping in view the above facts, we are of the considered view that cause shown by the appellant/applicant to condone the delay is sufficient. Application for condonation of delay, filed by the appellant is, accordingly **allowed**. Delay in filing instant appeal is condoned.

Registry is directed to convert instant defective appeal into regular appeal.

List this appeal for hearing on **03.01.2025**.

(Rameshwar Singh)

(Sanjai Khare)

Dated: 13.12.2024
MANSINGH