

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

APPEAL-104/2021

PRATEEK KUMAR

.....Appellant

Versus

M/S. OMAXE LIMITED

.....Respondent

Counsel for Appellant
ATUL TRIPATHI

Counsel for Respondent

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

Hon'ble Mr. T.B. Singh, Judicial Member

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

Sri Atul Tripathi, Advocate is present on behalf of applicant.

Learned counsel for the applicant submitted that the defects as indicated by the Registry has already been removed and present appeal has been filed within period of limitation as prescribed under the Act, therefore the present defective appeal be converted into regulatory appeal and notice be issued to the respondent.

We have examined the submissions of learned counsel for the applicant and perused the record and found that defects as indicated by the Registry have been removed.

Issue notice to the respondent. Steps be taken within a week. On receipt of process, the Registry will issue notices to the respondent, returnable on 01.03.2021.

As per e-filing system of the Tribunal, the moment memo of appeal is uploaded on e-portal of U.P. R.E.A.T., a link is generated and sent to the respondent on the e-mail address furnished by the appellant and respondent can download the entire appeal along with its annexures.

However, in the interest of justice, we direct the learned counsel for the appellant to send the copy of memo of appeal along with its annexures through e-mail to the respondent within a week. It is open for the respondent to send the objection to the grounds of appeal to the appellant within a week thereafter. Reply, if any, will be sent by the appellant to the respondent on its e-mail of the respondent within a week thereafter.

Parties/representatives are directed to upload their respective replies/objections on e-portal of U.P. R.E.A.T. and submit the originals of the same in the Registry at least three days before the next date of listing.

List on 01.03.2021 for hearing.

(K.K. Jain)

(T.B. Singh)

(D.K. Arora)

Dated: 01.02.2021

AAMIR