

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

APPEAL-741/2022

VIPUL MATHUR

.....Appellant

Versus

JAYDEV INFRATECH (P) LTD.R.S. RESOURCE
MANAGEMENT CONSULTING PVT. LTD.

.....Respondent

Counsel for Appellant

Counsel for Respondent

AMIT YADAV

VINAY K LAKHANI

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

Hon'ble Mr. Sanjai Khare, Judicial Member

Though the instant case is being filed with the delay of about 14 days but after seeing the impugned order whereby the Regulatory Authority taking into consideration the project of the respondent in question as ongoing, directed the Secretary of the Regulatory Authority to take action for registration of the project in question and while rejecting the complaint of the applicant given liberty to file fresh complaint after registration of the project of the respondent.

Sri Amit Yadav learned counsel for applicant submitted that in a similar case the project of the respondent is taken as deemed registered. Learned counsel for applicant was asked whether there is any provision under the Act, 2016 for treating any project as deemed registered as well as any law has been laid down in the judgment of the Regulatory Authority which required to be accepted or rejected by this Tribunal.

Sri Amit Yadav, learned counsel for applicant prays for and is granted 3 days' time to examine the issue in this aspect and address as to how the appeal against the impugned order is maintainable when liberty has already been granted to the applicant to file fresh complaint after registration of the project.

On the request of Sri Amit Yadav, learned counsel for applicant, list this appeal on **05.02.2024** for orders.

(Sanjai Khare)

(D.K. Arora)

Dated: 29.01.2024

MOHDIRKHAN