

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

APPEAL-779/2022

VIMAL KUMAR

.....Appellant

Versus

IMPERIA STRUCTURES LTD

.....Respondent

Counsel for Appellant

Counsel for Respondent

RASHI JAIN

AVADHESH SINGH YADAV

DIWAKAR SINGH GAUTAM

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

Hon'ble Mr. Sanjai Khare, Judicial Member

List revised.

The learned counsel for the appellant was asked that by which clause of the MOU/Agreement, the violation of the provisions of Section 18 has been made and, thereafter appellant was constrained to file complaint before the Regulatory Authority. The learned counsel for the appellant submitted that in view of the Judgment in M/s Fortune Infrastructure Vs. Trevor D'lima and Ors.; (2018) 5 SCC 442, the period of three years is to be taken for possession.

The learned counsel for the respondent is directed to give reply to the submission of learned counsel for the appellant.

List this appeal for orders/hearing on **22.07.2024**.

(Sanjai Khare)

(D.K. Arora)

Dated: 22.05.2024
SYEDTANVEER