

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

APPEAL-63/2019

SACHIN AGARWAL & ANR.

.....Appellant

Versus

M/S GREENBAY INFRASTRUCTURE PVT. LTD.

.....Respondent

Counsel for Appellant

KAILASH PRASHAD PANDEY

Counsel for Respondent

SARVESH TIWARI

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

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

A request has been received from Shri Kailash Prashad Pandey, the learned counsel for the appellant for adjournment of the case on the ground that he could not book the ticket on account of non-availability of reservation and the co-counsel Shri Rohit Raj, Advocate has shifted to Ghaziabad.

Record reveals that the judgment in this appeal was reserved by Bench No. 2 on 16.11.2021 and thereafter in pursuance to order dated 21.12.2022, the appeal was listed on 22.12.2022 for seeking clarification. On 22.12.2022, the case was adjourned as counsel for the appellant sent application for adjournment and while adjourning the case today's date was fixed for hearing. Therefore, the learned counsel for the appellant was fully aware about today's date fixed for hearing. Thus, the plea of non-availability of train ticket by learned counsel for the appellant does not appear to be correct.

However, in the interest of justice, while adjourning today's proceedings, we fix **16.03.2023** for hearing this appeal.

It is made clear that the hearing of the appeal will not be adjourned on the date fixed. If there is any issue/difficulty with any counsel to appear on the date fixed, then they will make alternative arrangement, failing which the appeal will be examined on the basis of available record.

(K.K. Jain)

(D.K. Arora)

Dated: 07.02.2023
SYEDTANVEER