

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

EA-3/2023
IN
Appeal/72/2019

AMIT KUMAR PANDEY

.....Appellant

Versus

M/S DEVIKA GOLD HOMZ PVT.LTD.

.....Respondent

Counsel for Appellant

Counsel for Respondent

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

No one is present to press this application.

On examination, we found that the applicant approached this Tribunal to take action against the respondent for compliance of order dated 09.12.2021 passed in Appeal No. 72/2019.

In the interest of justice and in order to expedite the proceedings, we deem it proper to issue notice to the respondent.

Let notice be issued to the respondent on the Execution Application filed by the appellant, returnable on 24.07.2023 to show cause as to why proceedings be not initiated for non-compliance of the order of the Tribunal dated 09.12.2021 passed in Appeal No. 72/2019.

The Registry will generate a notice for 24.07.2023 and send the same through e-mail to the applicant and his counsel within 48 hours. The applicant after downloading the notice will send it through speed-post to the respondent annexing Execution Application and its annexures within three days. The applicant will also send the copy of Execution Application and its annexures, annexing notice issued by the Tribunal through e-mail to the respondent within three days. The applicant will file an affidavit of service annexing copy of postal receipt and transaction report of e-mail sent to the respondent as well as copy of the track record of the postal department regarding service of notice upon the respondent.

On receipt of the notice, it is open for the respondent to send objections to the Execution Application to the applicant and his counsel through e-mail within 7 days. Reply, if any, will be sent by the applicant to the respondent within 3 days thereafter. The parties/legal representatives are directed to upload their respective objection/reply on the e-portal of the Tribunal immediately thereafter.

List the Execution Application for orders on **24.07.2023**.

(K.K. Jain)

(D.K. Arora)

Dated: 03.07.2023
SYEDTANVEER