

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RERA-16-2019 (O&M)

Date of Decision: 22.01.2020

Experion Development Pvt. Ltd.

.....Appellant

Vs.

Sunil Kumar

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Naveen S. Bhardwaj, Advocate,
for the appellant.

Mr. Surender Pal, Advocate,
for the respondent.

AMOL RATTAN SINGH, J. (ORAL)

On 15.01.2020, the following order had been passed:-

“These appeals have been taken up out of turn on the request of learned counsel for the respondent, who submits that as a matter of fact with the amount in question having been deposited by the appellant, the appeals have been rendered infructuous.

On the last date of hearing, learned counsel for the appellant had sought time to verify the aforesaid fact, with him not present today, the cases having been taken up out of turn.

Adjourned to 22.01.2020.

To be shown in the urgent motion list for that purpose.

A photocopy of this order be placed on the file of the other connected case.”

Today, learned counsel appearing for the appellant in RERA-APPL-16 of 2019 does not dispute the fact that the amount as was required to be deposited as a pre-condition to the appeal being heard by the Tribunal, has been so deposited, with learned counsel for the respondent in any case having produced an order of the learned Tribunal dated 18.11.2019, holding to that effect.

However, learned counsel for the appellant submits that the appellant may still be permitted to raise the issue of jurisdiction of the authority under the Act to have passed the order as is impugned before the Tribunal.

Dismissed as withdrawn, with the liberty aforesaid, to raise all questions legally available to the appellant, obviously always available to it.

January 22, 2020
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.