

**BEFORE THE HARYANA REAL ESTATE APPELLATE
TRIBUNAL**

Appeal No. 298 of 2023 (O & M)

Date of Decision: 11.01.2024

Parsvnath Developers Ltd. Regd. Office at Parsvnath tower,
near Shadhara Metro Station, Shadhara Delhi-110032.

Appellant

Versus

Avineesh Matta, R/o H. No. 4-F, Gopala Tower, Rajendra Place,
New Delhi-110008.

Respondent

CORAM:

Justice Rajan Gupta
Shri Anil Kumar Gupta

Chairman
Member (Technical)

Present: Shri Yashvir Singh Balhara, Advocate,
for the appellant.

ORDER:

Rajan Gupta, Chairman (Oral):

Present appeal has been filed against order dated
15.02.2023 passed by the Authority at Panchkula. Registry has
raised certain objections. Same reads as under:

- (i) Scanned copy of the appeal has not been given.
- (ii) Tickets have not been affixed on Vakalatnama.
- (iii) Calculation sheet has not been attached with
the Appeal.
- (iv) Flagging has not been done.
- (v) Member sets of the Appeal has not been given.
- (vi) Compliance of proviso to Section 43(5) of the
Act has not been made.

2. Registry has sent reminders to the counsel for the
appellant for removal of the aforesaid objections. But none has
come forward for removal of the objections. Even compliance

with proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 (for short, 'the Act') has not been done.

3. Mr. Balhara submits that he has no instructions in this regard.

4. In these circumstances, the appeal cannot be entertained and the same is dismissed due to non-compliance with proviso to Section 43(5) as well as failure to remove the objections raised by the Registry.

5. Copy of this order be communicated to the parties, counsel for the parties and the Authority at Gurugram.

6. File be consigned to the records.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Anil Kumar Gupta
Member (Technical)

11.01.2024
Manoj Rana