

TDI Infrastructure Pvt. Ltd.
Vs
Kamal Dhamija and another
CM Nos.1255 and 1256 of 2023
In Appeal No.410 of 2023

Present: Mr. Shubnit Hans, Advocate,
for the appellant.

Mr. Pulkeet Kumar, Advocate,
for the respondents.

Applications (CM Nos.1255 and 1256 of 2023) seeking condonation of delay in filing and re-filing of the appeal have been filed. Appellant-promoter has made a pre deposit in terms of proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016.

We have perused the applications, same are supported by affidavits of Mr. Ved Prakash, Authorised Representative of the appellant-promoter. No reply to the CM No.1255 and 1256 of 2023 has been filed. Learned counsel for the respondents submits that he does not intend to file any reply. However, he has opposed the prayer for condonation of delay.

We have given due consideration to the pleas raised in the applications. On appreciation of the same, we feel that sufficient cause is made out for condonation of delay, particularly, in view of the complete pre-deposit made by the appellant-company. Applications are, thus, allowed. Delay in filing and re-filing of the appeal is accordingly condoned.

List on 27.02.2024 for further hearing.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Anil Kumar Gupta
Member (Technical)

15.12.2023
Manoj Rana