

Landmark Apartments Private Ltd.

Vs.

Varun Sharma and another

Appeal No.415 of 2023

Present: Mr. Yash Pal Sharma, Advocate,  
for the appellant.

This appeal is pending in the Registry for considerable time. Following objections were raised by the Registry.

- (i) No pre deposit has been made in terms of proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016.
- (ii) Paper book has not been paginated properly.

Reminder dated 20.07.2023 was sent to the appellant for removing the aforesaid objections but, no response has been received.

In view of the above, the appeal deserves outright dismissal.

At this stage, Mr. Yash Pal Sharma, Advocate, has put in appearance on behalf of the appellant. He submits that he may be allowed an opportunity to do the needful.

Prayer is accepted.

In the interests of justice, ten days' time is granted. In case, no steps are taken, the appeal shall be liable to be dismissed for non-prosecution and appropriate costs shall be imposed on the appellant-promoter.

Adjourned to 20.10.2023.

It is made clear that any execution petition is pending before the Executing Court, in the meanwhile, it is at liberty to proceed further with the same.

Copy of this order be forwarded to the Authority at Gurugram.

Justice Rajan Gupta  
Chairman  
Haryana Real Estate Appellate Tribunal

Anil Kumar Gupta  
Member (Technical)