

REAL ESTATE APPELLATE TRIBUNAL, PUNJAB
SCO No. 95-98, Bank Square, P.F.C Building, Sector-17-B, Chandigarh

Subject: -

APPEAL NO. 41 of 2023

M/s Bhanu Infra Build Pvt. Ltd., India Trade Tower, First Floor,
Madhya Marg Extension, New Chandigarh, Sahibzada Ajit Singh
Nagar (Mohali) Punjab-140901.

...Appellant

Versus

1. Sandeep Mann son of Colonel S.S Mann, Resident of 2426, Phase-10, Mohali (Punjab).
2. Dr. Tejinder Kaur wife of Sh. Sandeep Mann, Resident of 2426, Phase-10, Mohali (Punjab).

....Respondents

APPEAL NO. 42 of 2023

M/s Bhanu Infra Build Pvt. Ltd., India Trade Tower, First Floor,
Madhya Marg Extension, New Chandigarh, Sahibzada Ajit Singh
Nagar (Mohali) Punjab-140901.



through its Authorized Representative namely Deepanjit Singh son
of Sh. Satwant Singh, M/s Bhanu Infra Build Pvt. Ltd. Registered
Office: 10, Local Shopping Complex, Kalkaji, New Delhi.

...Appellant

Versus

1. Manjit Mann wife of Colonel S.S Mann, Resident of 2426, Phase-10, Sahibzada Ajit Singh Nagar Mohali (Punjab).

....Respondent

Memo No. R.E.A.T./2023/ 310

To,

REAL ESTATE REGULATORY AUTHORITY, PUNJAB 1ST FLOOR,
BLOCK B, PLOT NO.3, MADHYA MARG, SECTOR-18,
CHANDIGARH-160018.

Whereas appeals titled and numbered as above were filed before the Real Estate Appellate Tribunal, Punjab. As required by Section 44 (4) of the Real Estate (Regulation and Development) Act, 2016, a certified copy of the order passed in aforesaid appeals is being forwarded to you and the same may be uploaded on website.



Given under my hand and the seal of the Hon'ble Tribunal this 30th
day of August, 2023.

Manendra Kumar
REGISTRAR

REAL ESTATE APPELLATE TRIBUNAL, PUNJAB

IN THE REAL ESTATE APPELLATE TRIBUNAL, PUNJAB

Appeal No. 41 of 2023

MEMO OF PARTIES

M/s Bhanu Infra Build Pvt. Ltd., India Trade Tower, First Floor,
Madhya Marg Extension, New Chandigarh, Sahibzada Ajit Singh
Nagar (Mohali) Punjab - 140901

Through its Authorized Representative namely Deepanjit Singh
son of Sh. Satwant Singh, M/s Bhanu Infra Build Pvt. Ltd.,
Registered Office : 10, Local Shopping Complex, Kalkaji, New
Delhi.

...Appellant

Versus


1. Sandeep Mann son of Colonel S.S. Mann, Resident of
2426, Phase-10, Mohali (Punjab)

2. Dr. Tejinder Kaur wife of Sh. Sandeep Mann, Resident of
2426, Phase-10, Mohali (Punjab)

...Respondents



Place: Chandigarh.
Dated:03.08.2023


(MUNISH GUPTA)
P-515/2005
ADVOCATE
COUNSEL FOR APPELLANT

IN THE REAL ESTATE APPELLATE TRIBUNAL, PUNJAB**Appeal No. 42 of 2023****MEMO OF PARTIES**

M/s Bhanu Infra Build Pvt. Ltd., India Trade Tower, First Floor,
Madhya Marg Extension, New Chandigarh, Sahibzada Ajit Singh
Nagar (Mohali) Punjab - 140901

Through its Authorized Representative namely Deepanjit Singh
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Delhi.

...Appellant


Versus

Manjit Mann wife of Colonel S.S. Mann, Resident of 2426, Phase-
10, Sahibzada Ajit Singh Nagar, Mohali (Punjab)

...Respondent



Place: Chandigarh.
Dated: 03.08.2023


(MUNISH GUPTA)
P-515/2005
ADVOCATE
COUNSEL FOR APPELLANT

REAL ESTATE APPELLATE TRIBUNAL, PUNJAB AT CHANDIGARH

CAVEAT NO.04 OF 2023 APPLICATION NO.116 OF 2023 APPEAL NO.41 OF 2023 M/S BHANU INFRA BUILD PVT. LTD. VERSUS SANDEEP MANN & ANOTHER	CAVEAT NO.05 OF 2023 APPLICATION NO.117 OF 2023 APPEAL NO.42 OF 2023 M/S BHANU INFRA BUILD PVT. LTD. VERSUS MANJIT MANN
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Present: - Mr. Munish Gupta, Advocate for the Appellant
Mr. Amitabh Tiwai, Advocate for the Respondents

The present appeal has been filed with an enormous delay of more than 1000 days (1067 days). The impugned order was passed in July 2020 and thereafter the respondents (allottees) were in execution, which proceedings were also contested by the appellant. Before us it has been conceded that some amount had been paid by the appellant in execution of the impugned order.

If that be so then it is abundantly clear that the appellant was in the know of the proceedings and hence cannot offer any justification for such an enormous delay. We have perused the application and find the assertions made therein to be uninspiring and insufficient to persuade us to interfere in the wake of the delay in approaching the Court. Dismissed on the issue of delay. Since the appeal has been dismissed the amount deposited by the appellant by way of compliance under Section 43(5) of the Act, be released to the respondent along with interest that may have accrued thereon.



Sd/-
JUSTICE MAHESH GROVER (RETD.)
CHAIRMAN

Sd/-
S.K. GARG, D & S. JUDGE (RETD.)
MEMBER (JUDICIAL)

Sd/-
ER. ASHOK KUMAR GARG, C.E. (RETD.)
MEMBER (ADMINISTRATIVE/ TECHNICAL)

August 21, 2023

AG

Certified To Be True Copy
Registrar
Real Estate Appellate Tribunal Punjab
Chandigarh

30/08/2023.