

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

Subject: -

APPEAL NO. 33 OF 2022 M/S BARNALA BUILDERS VERSUS KRISHAN LAL BISHNOI & ANOTHER	APPEAL NO. 34 OF 2022 M/S BARNALA BUILDERS VERSUS SUDESH KUMARI ARORA & ANOTHER
APPEAL NO. 35 OF 2022 M/S BARNALA BUILDERS VERSUS RAJVINDER KAUR & ANOTHER	APPEAL NO. 36 OF 2022 M/S BARNALA BUILDERS VERSUS ARSH MANKOTIA

Memo No. R.E.A.T./2022/105

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 was 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 11th
day of March, 2022.



REGISTRAR.
REAL ESTATE APPELLATE TRIBUNAL, PUNJAB

BEFORE THE REAL ESTATE APPELLATE TRIBUNAL, PUNJAB

Appeal No. 33 /2022

MEMO OF PARTIES

1. M/s Barnala Builders, through its Managing Partner, Sh. Satish Kumar s/o Angrej Lal, registered office at office at Opp. McDonald's, NH-22, Zirakpur-Ambala Highway, Zirakpur, SAS Nagar, Punjab.

...Appellant

Versus

1. Krishan Lal Bishnoi, resident of D-2/22, II Floor, DLF Valley, behind Amravati Enclave, Sector-3, Kalka-Pinjore Urban Complex, Panchkula, Haryana - 134107.
2. Raj Bala, resident of D-2/22, II Floor, DLF Valley, behind Amravati Enclave, Sector-3, Kalka-Pinjore Urban Complex, Panchkula, Haryana - 134107.

...Respondents/Opposite Parties

DATE: 10/02/2022

PLACE: Chandigarh



Uday Agnihotri
(UDAY AGNIHOTRI)
PH/1927/2020

Jatin Bansal
(JATIN BANSAL) &
PH/2745/2019

Sahil Sharma
(SAHIL SHARMA)
PH/2507/2020
ADVOCATES
COUNSEL FOR THE APPELLANT

BEFORE THE REAL ESTATE APPELLATE TRIBUNAL, PUNJAB

Appeal No. 34 /2022MEMO OF PARTIES

1. M/s Barnala Builders, through its Managing Partner, Sh. Satish Kumar s/o Angrej Lal, registered office at office at Opp. McDonald's, NH-22, Zirakpur-Ambala Highway, Zirakpur, SAS Nagar, Punjab.

...Appellant

Versus

1. Sudesh Kumari Arora, R/o 403, Tower 5-B, Suncity Parikrama, Sector 20, Panchkula, Haryana – 134117.
2. Amarjit Singh Arora, R/o 403, Tower 5-B, Suncity Parikrama, Sector 20, Panchkula, Haryana – 134117.

...Respondents/Opposite Parties

DATE: 10/02/2022

PLACE: Chandigarh

Uday Agnihotri

(UDAY AGNIHOTRI)

PH/1927/2020

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(JATIN BANSAL) &

PH/2745/2019

Sahil Sharma

(SAHIL SHARMA)

PH/2507/2020

ADVOCATES

COUNSEL FOR THE APPELLANT



BEFORE THE REAL ESTATE APPELLATE TRIBUNAL, PUNJAB

Appeal No. 35 /2022

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MEMO OF PARTIES

1. M/s Barnala Builders, through its Managing Partner, Sh. Satish Kumar s/o Angrej Lal, registered office at office at Opp. McDonald's, NH-22, Zirakpur-Ambala Highway, Zirakpur, SAS Nagar, Punjab.

...Appellant

Versus

1. Rajvinder Kaur, R/o 2209/7, Urban Estate, Karnal, Haryana - 132001.
2. Kanwarpreet Singh, R/o 2209/7, Urban Estate, Karnal, Haryana - 132001

...Respondents/Opposite Parties

DATE: 10/02/2022

PLACE: Chandigarh

Uday Agnihotri

(UDAY AGNIHOTRI)

PH/1927/2020

Jatin Bansal

(JATIN BANSAL) &

PH/2745/2019

Sahil Sharma

(SAHIL SHARMA)

PH/2507/2020

ADVOCATES

COUNSEL FOR THE APPELLANT



BEFORE THE REAL ESTATE APPELLATE TRIBUNAL, PUNJAB

Appeal No. 36 /2022

MEMO OF PARTIES

1. M/s Barnala Builders, through its Managing Partner, Sh. Satish Kumar s/o Angrej Lal, registered office at office at Opp. McDonald's, NH-22, Zirakpur-Ambala Highway, Zirakpur, SAS Nagar, Punjab.

...Appellant

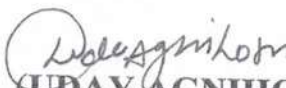
Versus

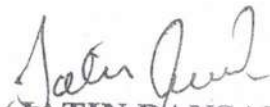
1. Arsh Mankotia, r/o Village Rakrial PO Jhaniara, Teshsil and Dist. Hamipur, Himachal Pradesh, 177001.

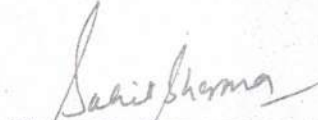
...Respondents/Opposite Parties

DATE: 10/02/2022

PLACE: Chandigarh


(UDAY AGNIHOTRI)
PH/1927/2020


(JATIN BANSAL) &
PH/2745/2019


(SAHIL SHARMA)
PH/2507/2020
ADVOCATES

COUNSEL FOR THE APPELLANT



REAL ESTATE APPELLATE TRIBUNAL, PUNJAB AT CHANDIGARH

APPEAL NO. 33 OF 2022 M/S BARNALA BUILDERS VERSUS KRISHAN LAL BISHNOI & ANOTHER	APPEAL NO. 34 OF 2022 M/S BARNALA BUILDERS VERSUS SUDESH KUMARI ARORA & ANOTHER
APPEAL NO. 35 OF 2022 M/S BARNALA BUILDERS VERSUS RAJVINDER KAUR & ANOTHER	APPEAL NO. 36 OF 2022 M/S BARNALA BUILDERS VERSUS ARSH MANKOTIA

Present: - Mr. Uday Agnihotri, Advocate with Mr. Jatin Bansal,
Advocate for the appellant.

These appeals are directed against the impugned order dated 03.02.2022, whereby prayer of the appellant for setting aside ex parte proceedings was accepted but subject to a payment of Rs.15,000/- as costs.

Learned counsel for the appellant contends that costs imposed are unreasonable, particularly when there was reasonable cause for non-appearance on the date when ex parte proceedings were directed against the appellant. He states that the proceedings on that date were held in virtual mode and due to a technical snag the appellant was prevented from joining the proceedings.

We are afraid, we are in no position to accept the explanation or the argument raised before us in this regard for these unverifiable facts.

Besides the cost imposed, are in the exercise of a discretionary power of the Authority and unless found to be totally perverse or in the exercise of excessive jurisdiction, we would decline interference.

Ordered accordingly.

However, it is open to the appellant, in case the he chooses to raise all the objections against the impugned order as a one raised before us, before the Authority in appropriate proceedings, if permissible in law.

Disposed of.

Photocopy of this order be placed in connected cases.

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)



February 28, 2022
AN

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

11/03/2022