

**IN THE KARNATAKA REAL ESTATE APPELATE TRIBUNAL,
BENGALURU**

DATED THIS THE 20th DAY OF JANUARY 2020

PRESENT

HON'BLE SRI JUSTICE B SREENIVASE GOWDA, CHAIRMAN

AND

HON'BLE SRI K P DINESH, JUDICIAL MEMBER

AND

HON'BLE SRI P S SOMASHEKAR, ADMINISTRATIVE MEMBER

APPEAL (K-REAT) NO. 140/2020

(OLD RERA. APL No.187 of 2019)

BETWEEN:

M/s SJR Prime Corporation Pvt. Ltd
A Company incorporated under the provisions of
The Companies Act of 1956
Having its registered Office at
The Hub, Ground Floor,
Sy. No. 8/2, Sarjapur Road,
Ambalipura, VarthurHobli,
Bengaluru- 560 012
Represented by its Legal Head
Ms. Rekha Gandhi
W/o Jitendra Gandhi aged about 47 years.

:APPELLANT

(By Smt Ruthika for M/s AKS Law Associates)

AND

1. The Adjudicating Officer.
Real Estate Regulatory Authority
2nd floor, sliver Jubilee Block ,
Unity Building, CSI Compound,
3rd Cross, Mission Road
Bengaluru-560 027
Represented by its Secretary
2. Mr. Uday Bhanushali,
Veni 402, SJR Varity,
Hosa Road, Kasavanahalli,
Bengaluru -560 035

:RESPONDENTS

(Sri M V Prashanth Advocate for Respondent-1)

(Smt Prerana for Sri Srinivas Mahendra for Respondent-2)

This Appeal is filed under Section 44 of the Real Estate (Regulation And Development) Act, 2016 before the Karnataka Appellate Tribunal, Bengaluru, to set aside the order dated 28th May 2019 in CMP/180409/0000690 passed by the Adjudicating Officers, RERA respondent-1. This appeal was transferred to this Tribunal on 02.01.2020 and renumbered as Appeal No. (K-REAT) 140/2020.

This appeal coming on for orders this day, the Chairman, made the following:

JUDGMENT

Smt. Prerana for Sri Srinivas Mahendra, learned Counsel appearing for R2, submits that the matter is already covered by an earlier judgment of this court against the appellant and prays for dismissal of the appeal.

Sri M V Prashanth appearing for R1 supports the submission made by the learned Counsel for R2.

Smt Ruthika for AKS Law Associates learned Counsel appearing for the Appellant fairly submits that similar appeals have already been dismissed by the Tribunal.

In view of our earlier order dated 8.1.2020 passed in Appeal (K-REAT) NO. 126/2020 (old RERA Appeal No.164 of 2019) (Parkway Homes LLP Vs. Vishaka Priyadarshini and another), this appeal does not survive for consideration and is dismissed accordingly.

There is no order as to costs.

**Sd/-
CHAIRMAN**

**Sd/-
JUDICIAL MEMBER**

**Sd/-
ADMINISTRATIVE MEMBER**