

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

**DATED THIS THE 22<sup>ND</sup> 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. 169/2020**

**(OLD RERA. APL No.240 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. Komala K. Reddy

**:APPELLANT**

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

**AND**

1. The Adjudicating Officer.  
Real Estate Regulatory Authority  
2<sup>nd</sup> floor, sliver Jubilee Block ,  
Unity Building, CSI Compound,  
3<sup>rd</sup> Cross, Mission Road  
Bengaluru-560 027  
Represented by its Secretary.

- 2.** Mr. Mukesh Tiwari  
Residing at:  
Gondatola, Bangarmau,  
Uttar Pradesh, Unnao – 241 501

**:RESPONDENTS**

(Sri M V Prashanth Advocate for Respondent-1)

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 29<sup>th</sup> June 2019 in CMP/171228/0000356 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) 169/2020.

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

**JUDGMENT**

Smt. Ruthika for M/s AKS Law Associates, learned Counsel appearing for the Appellant, fairly submits that the matter is already covered by the judgment of this Tribunal dated 08.01.2020 passed in Appeal (KREAT) No. 126/2020 (Old RERA Appeal No. 164/2019) (Parkway Homes LLP Vs. Vishaka Priyadarshini & another), and prays for disposal of the appeal in terms of the said judgment.

Sri M V Prashanth learned Counsel appearing for Respondent No.1 submits that in the light of the above judgment of this

Tribunal, the appeal does not survive for consideration and it may be dismissed.

In view of our judgment dated 08.01.2020 passed in Appeal (KREAT) No. 126/2020 (Old RERA Appeal No. 164/2019) (Parkway Homes LLP Vs. Vishaka Priyadarshini & another), this appeal does not survive for consideration and is dismissed accordingly.

In view of dismissal of main Appeal, issuance of notice to R2 is unnecessary and therefore dispensed with and all IAs stand closed as they do not survive for consideration.

There is no order as to costs.

**Sd/-  
CHAIRMAN**

**Sd/-  
JUDICIAL MEMBER**

**Sd/-  
ADMINISTRATIVE MEMBER**