

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

DATED THIS THE 24th DAY OF FEBRUARY, 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.211/2020

(OLD RERA. APL No. 282 of 2019)

BETWEEN:

M/s SJR Prime Corporation Pvt. Ltd.
The Hub, #8/2 & 9, Ambalipura Bellandur,
Sarjapur Main Road,
Bengaluru – 560 103
Represented by its Authorised Representative
Komala K Reddy,
D/o J V K Reddy,
Aged about 40 years.

:APPELLANT

(By M/s Shetty & Hegde Associates, Adv)

AND

1. Mrs Deepika Chawda & Vikas C
No. 105/15, 3rd Cross,
Ayyappa Layout,
Munnekolala Extn,
Marathahalli,
Bengaluru – 560 037

- 2.** The Karnataka Real Estate Regulatory Authority
2nd floor, sliver Jubilee Block ,
Unity Building, CSI Compound,
3rd Cross, Mission Road,
Bengaluru-560 027
Represented by its Secretary.

:RESPONDENTS

(Sri M V Prashanth Advocate 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 29th July 2019 in CMP/190224/0002271 passed by the Adjudicating Officer, RERA Respondent-2. This appeal was transferred to this Tribunal on 02.01.2020 and renumbered as Appeal No.(K-REAT) 211/2020.

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

JUDGMENT

Learned counsel for the appellant submits that this appeal is by a developer challenging the rejection of the application filed by him before the Adjudicating officer under section 8 of the Arbitration and Conciliation Act, 1996.

The learned counsel for the appellant fairly submits that in view of the dismissal of the main complaint itself by the learned Adjudicating Officer, this appeal does not survive for consideration.

The submission of the learned counsel for the appellant is placed on record.

In view of the submission of the learned counsel for the appellant the appeal does not survive for consideration and, is, accordingly, dismissed.

Sd/-
HON'BLE CHAIRMAN

Sd/-
HON'BLE JUDICIAL MEMBER

Sd/-
HON'BLE ADMINISTRATIVE MEMBER