

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

**DATED THIS THE 27<sup>th</sup> DAY OF JANUARY 2022**

**PRESENT**

**HON'BLE SRI JUSTICE B SREENIVASE GOWDA, CHAIRMAN  
AND**

**HON'BLE SRI P S SOMASHEKAR, ADMINISTRATIVE MEMBER**

**APPEAL NO (K-REAT) 03/2022**

**BETWEEN:**

Lotus Landmarks (I) Pvt. Ltd,  
Represented by its Managing Director,  
Dilip Premraj Chandak,  
Godsewadi,  
Belagavi-590 006.

**:APPELLANT**

(Sri S.B Hebballi, Advocate, Absent)

**AND**

1. Mr. Prakash Vamanrao Diwan  
R/ at Apt. No.703,  
Zenith Lotus County,  
Mandoli Road, Godsewadi,  
Tilakwadi,  
Belagavi-590 006.

2. M/s Vega Spaces,  
Godsewadi,  
Belagavi

**:RESPONDENTS**

This Appeal is filed under Section 44 of the Real Estate (Regulation and Development) Act, 2016, before the Karnataka Real Estate Appellate Tribunal, Bengaluru, to set aside the impugned order dated 06<sup>th</sup> October, 2020 in complaint No. CMP/180625/0000957 passed by the RERA Authority.

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

**J U D G M E N T**

The appellant who is a Developer of a real estate project has preferred this appeal on 22.12.2021 challenging the impugned order passed by the Authority directing the promoter to complete all the incomplete internal and external development works and further restraining the promoter from selling the vacant space.

2. The office has raised as many as five objections. As appellant failed to comply those office objections, appeal came to be listed before the court on 14.01.2022 for orders regarding non compliance of office objections.

3. Although there was no representation for appellant on the said date, this Tribunal in order to give an opportunity granted time to the appellant up to 27.01.2022 to comply office objections.

4. Today, the appellant has neither complied with the office objection nor appeared before the court, which indicates that appellant is not interested to prosecute the appeal.

5. Hence, appeal is dismissed for non-prosecution and for non-compliance of office objections.

**Sd/-  
HON'BLE CHAIRMAN**

**Sd/-  
HON'BLE ADMINISTRATIVE MEMBER**