

REAL ESTATE APPELLATE TRIBUNAL
JAIPUR, RAJASTHAN

APPEAL NO.RAJ-RERA-C-2018-2462

Narayan Builders Developers
Vs.
Real Estate Regulatory Authority & Ors.

RECORD OF PROCEEDINGS

Date – 14.08.2018

Present:

Shri Pancham Surana, Advocate on behalf of appellant.

Admit.

Issue Notice to respondents.

Shri Pancham Surana, Advocate for appellant prayed that meanwhile operation of impugned order may be stayed.

But such relief cannot be accepted as provided in sub section (3) of section 44 of Real Estate (Regulation and Development) Act 2016 (hereinafter will be referred as 'the Act of 2016').

However, in this appeal, important point for consideration will be whether appropriate government is empowered under Section 84 of the Act of 2016 to make such rules overriding provision(s) of the Act of 2016.

This tribunal has framed some preliminary points for determination in similar matters (Appeal No. RAJ-RERA-C-2018-2370).

Preliminary points framed in the above referred appeal shall also apply *mutatis mutandis* to this appeal, therefore, tag this file with Appeal No. RAJ-RERA-C-2018-2370.

Put up on 24.08.2018.

(Umesh Kumar Sharma)
Presiding Officer