

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

**DATED THIS THE 20<sup>th</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. 143/2020**

**(OLD RERA. APL No.190 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  
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 Dushmanta Kumar Mishra,  
Shri Vari Nilayam,  
No.2, Apartment No.T-103,  
1<sup>st</sup> Main, HN Hali Lake Road,  
Doddakanahalli,  
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 28<sup>th</sup> May 2019 in CMP/180410/0000693 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) 143/2020.

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**