

**BEFORE THE WEST BENGAL REAL ESTATE APPELLATE TRIBUNAL
KOLKATA - 700 075**

WBREAT / APPEAL No. – 010/2024

- Present: 1. Justice Rabindranath Samanta
Hon'ble Chairperson
2. Shri Gour Sundar Banerjee
Hon'ble Judicial Member
3. Dr. Subrat Mukherjee
Hon'ble Administrative Member

Yes Bank Limited Appellant

- Vs -

1. Mega Resources Ltd. Respondents

2. Ideal Real Estates Private Limited

Mr. Abir Lal Ghosh, Advocate **For the Appellant**
Mr. Sourjya Roy, Advocate
Mr. Raja Roy Chowdhury, Advocate

Mr. Gopal Krishna Lodha, Chartered Accountant and
authorised representative **For the Respondent No. 1**

Ms. Srijeeta Gupta, Advocate **For the Respondent No. 2**

Order No. 02 dated 23/07/2024

The amended copy of the Memorandum of Appeal filed by the Appellant on 10/07/2024 be kept on record.

Affidavit of service filed by the Appellant be placed on record.

The Respondent No. 1 Mega Resources Limited enters appearance through its authorised representative by filing a letter of authority.

The Respondent No. 2 the Ideal Real Estates Private Limited enters appearance by filing a vakalatnama.

Let the letter of Authority and vakalatnama be accepted and kept on record.

Mr. Gopal Krishna Lodha, Chartered Accountant, representing the Respondent No. 1 submits that the Respondent No. 1 be given opportunity to file opposition against the application for stay as well as the Memorandum of Appeal.

Ms. Srijeeta Gupta, learned Advocate appearing for the added Respondent No. 2 also submits that her client be given opportunity to file affidavit in opposition against the application for stay as well as the Memorandum of Appeal.

We have heard Mr. Abir Lal Ghosh, learned Advocate for the Appellant.

We feel that for proper adjudication of the appeal as well as the application for stay the Respondents should be given opportunity to file affidavit in opposition against the Memorandum of Appeal and the application for stay.

Accordingly, the Respondent Nos. 1 and 2 are directed to file affidavit in opposition by 30th July, 2024 positively, affidavit in reply, if any, to be filed by the Appellant by 5th August, 2024.

The Respondents are directed to serve the copies of affidavit in opposition upon the Appellant through its learned Advocate by 29th July, 2024.

List the appeal for final hearing along with the application for stay on 13th August, 2024 at 11.30 A.M.

Communicate this Order to the learned Advocates and authorised representative for the Appellant and Respondents by e-mail immediately.

Sd/-
JUSTICE RABINDRANATH SAMANTA
Chairperson
West Bengal Real Estate Appellate Tribunal

Sd/-
GOUR SUNDAR BANERJEE
Judicial Member
West Bengal Real Estate Appellate Tribunal

Sd/-
Dr. SUBRAT MUKHERJEE
Technical/Administrative Member
West Bengal Real Estate Appellate Tribunal