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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CM(M) 4217/2024

ARUN KUMAR MISHRA

.....Petitioner

Through: Mr. Shree Prakash Sinha and Mr.
Makta Sharma, Advs.

versus

GTM BUILDERS AND PROMOTERS PVT. LTDRespondent

Through: Mr. Jai Sahai Endlaw and Mr. Ashish
Kumar, Advs.

CORAM:

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

% **11.02.2025**

1. This petition under Article 227 of the Constitution of India impugns the judgment and final order dated 27.09.2022 and 27.10.2022 passed by National Consumer Disputes Redressal Commission, New Delhi, in First Appeal no. 27/2014 and in Review Application No. 237/2022.
2. At the very outset, the learned counsel for respondent takes objection to the maintainability of the petition on the ground that the petition filed is suffering from delay and laches inasmuch as, the same has been filed after approximately 2 years and 2 months of passing of the impugned order.
3. The learned counsel further submits that petition does not furnish any explanation for delay in filing the present petition.
4. The learned counsel, however, submits that he has filed an additional affidavit since after the filing of the present petition, explaining the reasons for the delay in filing the petition.



5. The impugned order dated 27.09.2022 disposed of the 18 appeals filed by the home buyers and 18 appeals filed by the builder by a common order.
6. The learned counsel for the respondent submits that one of the home buyers namely Mr. Vineet Kumar Topa filed a Special Leave Petition against the impugned order before the Hon'ble Supreme Court but the same has been dismissed vide order dated 06.11.2023.
7. The learned counsel further informs that one more home buyer has also preferred SLP before the Hon'ble Supreme Court in which a notice has been issued and the said SLP bearing No. SLP (C) Diary No.14330/2023 title as "Nishant anchal & Anr Vs. GTM Builders And Promoters Pvt. Ltd" is listed before the Hon'ble Supreme Court for 14.04.2025.
8. Since SLP challenging the impugned order is listed before the Hon'ble Supreme Court for consideration, re-notify the petition on 17.07.2025.

RAVINDER DUDEJA, J

FEBRUARY 11, 2025/sky/IA