

- 8. Additional powers of the Appellate Tribunal.-** The Appellate Tribunal may call upon such experts or consultants from the fields of economics, commerce, accountancy, real estate, competition, construction, architecture or engineering or from any other discipline as it deems necessary, to assist the Appellate Tribunal in the conduct of any inquiry or proceedings before it.
- 9. Administrative powers of the Chairperson of the Appellate Tribunal.-** The administrative powers of the Chairperson of the Appellate Tribunal shall include making decisions with regard to the following:
- (a) matters pertaining to staff strength, wages and salaries structures, emoluments, perquisites and personnel policies;
 - (b) matters pertaining to creation and abolition of posts;
 - (c) matter pertaining to appointments, promotions and confirmation for all posts;
 - (d) acceptance of resignations by any Member, officer or employee;
 - (e) officiating against sanctioned posts;
 - (f) authorization of tours to be undertaken by any Member, officer or employee: within and outside India and allowance to be granted for the same; (g) matters in relation to reimbursement of medical claims;
 - (h) matters in relation to grant or rejection of leaves;
 - (i) permission for hiring of vehicles for official use;
 - (j) nominations for attending seminars, conferences and training courses in India or abroad;
 - (k) permission for invitation of guests to carry out training course; (l) matters pertaining to staff welfare expenses;
 - (m) sanction scrapping or write-off of capital assets which due to normal wear and tear have become unserviceable or are considered beyond economical repairs;
 - (n) matters relating to disciplinary action against any Member, officer or employee;
 - (o) any other powers that may be required for the efficient functioning of the Appellate Tribunal and enforcement of the provisions of the Act and these rules.

FORM 'A'
[See rule 3(2)]

APPEAL TO THE APPELLATE TRIBUNAL

Appeal under section 44 of the Act

Every appeal shall be filed in English and in case it is in some other Indian language, it shall be accompanied by a copy translated in English and shall be fairly and legibly type-written, lithographed or printed in double spacing on one side of standard petition paper with an inner margin of about four centimetres width on top and with a right margin on 2.5 cm, and left margin of 5 cm, duly paginated, indexed and stitched together in paper book form.

For use of Appellate Tribunal's office: Date of filing:

Date of receipt by post: _____

Registration No.: _____

Signature: _____

Registrar: _____

IN THE GUJARAT REAL ESTATE APPELLATE TRIBUNAL (Name of place)

Between

_____ Appellant(s)

And

_____ Respondent(s) Details of appeal:

1. Particulars of the appellants: (i) Name of the appellant:
(ii) Address of the existing office / residence of the appellant: (iii) Address for service of all notices:
2. Particulars of the respondents: (i) Name(s) of respondent:
(ii) Office address of the respondent: (iii) Address for service of all notices:
3. Jurisdiction of the Appellate Tribunal:
The appellant declares that the subject matter of the appeal falls within the jurisdiction of the Appellate Tribunal.
4. Limitation:
The appellant declares that the appeal is within the limitation specified in sub-section (2) of section 44
OR
If the appeal is filed after the expiry of the limitation period specified under sub-section (2) of section 44 specify reasons for delay _____
5. Facts of the case:
(give a concise statement of facts and grounds of appeal against the specific order of Regulatory Authority or the Adjudicating Officer, as the case may be, passed under section(s) _____ of the Act.
6. Relief(s) sought:
In view of the facts mentioned in paragraph 5 above, the appellant prays for the following relief(s) _____
[Specify below the relief(s) sought explaining the grounds of relief(s) and the legal

provisions (if any) relied upon]

7. Interim order, if prayed for:

Pending final decision on the appeal the appellant seeks issue of the following interim order:

[Give here the nature of the interim order prayed for with reasons]

8. Matter not pending with any other court, etc.:

The appellant further declares that the matter regarding which this appeal has been made is not pending before any court of law or any other Authority or any other tribunal(s).

9. Particulars of bank draft in respect of the fee in terms of sub-rule (1) of rule 28:

- (i) Amount
- (ii) Name of the bank on which drawn
- (iii) Demand draft number

10. List of enclosures:

- (i) An attested true copy of the order against which the appeal is filed
- (ii) Copies of the documents relied upon by the appellant and referred to in the appeal
- (iii) An index of the documents

Verification

I _____ (name in full block letters) son / daughter of _____ the appellant do hereby verify that the contents of paragraphs [1 to 10] are true to my personal knowledge and belief and that I have not suppressed any material fact(s).

Place:

Date:

Signature of the appellant(s)

By order and in the name of the Governor of Gujarat,

(Neela Munshi)

Officer on Special Duty & Ex-Officio Joint Secretary
to the Government of Gujarat
Urban Development and Urban Housing Department.

Copy forwarded with compliments to:

- ❖ Principal Secretary to Hon'ble Governor of Gujarat, Raj Bhavan, Gandhinagar. (By Letter)
- ❖ Principal Secretary to Hon'ble Chief Minister, Swarnim Sankul-1, Sachivalaya, Gandhinagar.
- ❖ Personal Secretary to Hon'ble Deputy Chief Minister, Swarnim Sankul-1, Sachivalaya, Gandhinagar.
- ❖ Personal Secretary to Hon'ble Minister of State for Urban Development, Swarnim Sankul-2, Sachivalaya, Gandhinagar.
- ❖ Municipal Commissioner, All Municipal Corporations.

- ❖ Chief Executive Authority, All Urban/Area Development Authorities.
- ❖ Director of Municipalities, Gujarat State, Gandhinagar – for Circulate all the Municipalities.
- ❖ Chief Officer, All Municipalities.
- ❖ Chief Town Planner, Gujarat State, Gandhinagar.
- ❖ Collector, All Districts.
- ❖ Senior Town Planner, All Region Office of Town Planning and Valuation Department.
- ❖ District Development Officer, All District Offices.
- ❖ Manager, Government Central Press, Gandhinagar – With a request to publish the aforesaid notification in Part-IV-B central section, in the Gujarat Government Extra Ordinary Gazette of **Dated 29/10/2016** and forward 10 printed copies of the same to this department. The Gujarati version of the Notification will be forwarded shortly to you by the Legislative and Parliamentary Affairs Department, Sachivalaya, Gandhinagar.
- ❖ Legislative and Parliamentary Affairs Department, Sachivalaya, Gandhinagar – With request to send Gujarati version of the said Notification directly to the Manger, Government Central Press, Gandhinagar for its publication in the official gazette urgently.
- ❖ Director of Information, Gandhinagar-with request to issue suitable presses note.
- ❖ The Revenue Department, New Sachivalaya, Gandhinagar.
- ❖ System Manager, Urban Development and Urban Housing Department, New Sachivalaya, Gandhinagar.
- ❖ The Select file of ‘L’ Branch, U.D. & U.H.Deptt.
- ❖ The personal file of Dy. Section Officer, L-Branch, U.D. & U.H.Deptt.