

# **GUIDELINES FOR FILING APPEAL IN THE**

## **WEST BENGAL REAL ESTATE APPELLATE TRIBUNAL**

### **(WBREAT)**

To file an appeal in the West Bengal Real Estate Appellate Tribunal (WBREAT), you need to follow the guidelines provided by the tribunal. Here are the steps to file an appeal:

- 1. Submit the appeal:** Any aggrieved person or institution may file an appeal to the WBREAT against the decisions, directions or orders of the WBRETA Authority. **All matters pending with the previous Appellate Tribunal will be transferred to the WBREAT.**
- 2. Prepare the appeal in English:** The appeal should be filed in English. The appeal should be **type-written / printed** in double spacing on standard petition paper.
- 3. Prescribed format in Form 'C':** The appeal should be filed as per Form 'C' with all necessary documents and a description of the documents in Form 'B' stitched together in paper book form.
- 4. Include certified copy of the order:** Enclose a certified copy of the impugned order against which the appeal is filed, copies of the documents relied upon and referred to in the appeal, and provide an index of the documents.
- 5. Submit notarized copies:** Every page of the appeal should be notarized with a notary seal on the document accompanied with a signature on the last page. Every page of the appeal should be signed by an authorized person.
- 6. Specify the grounds of appeal:** Provide a concise statement of facts and grounds of appeal against the specific order of the Regulatory Authority mentioning the relevant sections of the Act.
- 7. State the relief sought:** Clearly mention the relief(s) sought based on the facts mentioned in the appeal.



- 8. Submit multiple copies:** The appellant should submit the appeal memorandum in triplicate.
- 9. File within the limitation period:** The appeal must be filed within 60 (sixty) days from the date on which a copy of the order made by the Authority is received by the aggrieved person. If the appeal is filed after the expiry of the limitation period, provide reasons for the delay in an accompanying application.
- 10. Details of appellant & respondent:** Mention the (i) Name (ii) Address for communication (iii) e-mail & (iv) Contact No of both the appellant(s) and respondent(s).
- 11. Pay the application fees:** The appeal should be filed along with the application fees of Rs.1000/- (Rupees one thousand only), which can be paid through a demand draft or **electronic fund transfer system** in the following bank account details :

**Name of beneficiary : West Bengal Real Estate Appellate Tribunal**

**Account No : 43137393665**

**Bank & Branch : SBI ; Baroda Park (Baishnavghata)**  
**Name**

**IFS Code : SBIN0009470**

## **GUIDELINES FOR OBTAINING CERTIFIED COPIES OF ORDERS**

- 1. Submit an application:** Party(s) concerned or their authorized representative may apply for certified copies of any Judgment, Order, or any documents filed in the proceeding.
- 2. Timeframe for delivery:** The ordinary copy must be kept ready for delivery within 7 (seven) working days from the day on which the application is complete in all respects, excluding the holidays, whereas, an urgent copy shall be delivered within 48 hours.

**3. Timeframe for collection of copies:** All copies should be collected within 1 month of preparation by depositing the requisite fees failing to which the application will be filed.

**4. Payment by court fees stamps:** The appeal should accompany with the Court Fees Stamps as mentioned herein after.

	Description	Amount in rupees
(a)	Searching fees for judgements / orders	Rs. 10/- per file
(b)	Application fee for obtaining certified copies of judgements / orders	Rs. 4/- per page
(c)	<b>Per-page charge for urgent copies of judgements / orders</b>	
	Searching fees for judgements / orders	Rs. 15/- per file
	Application fee for obtaining certified copies of judgements / orders	Rs. 7/- per page

**Please note that in case of a copy of map or plan, the charges for copying, comparing and paper cost shall not be less than Rs.5/- and more than Rs.25/-**

**And in pending cases, petition for specific prayer, may be filed on affixing Court Fees Stamp of Rs.10- each.**

By order



Authorized Signatory