

Pivotal Infrastructure Pvt. Ltd.

Vs.

Puja Myne

CM No. 46 of 2024

In Appeal No. 840 of 2022

Present: Mr. Karan Kaushal, Advocate
for the appellant.

Mr. Sanat Garg, Advocate
for the respondent.

On the last date of hearing, the following order
was passed in this case:

“Admittedly, pre-deposit as mandated by proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 has not been made by the appellant-promoter within the time frame granted by the Hon’ble High Court of Punjab and Haryana vide its order dated 08.08.2023.

It is, thus, inexplicable as to how the present appeal can be entertained. A query has been put to counsel representing the appellant whether the order passed by the Hon’ble High Court has been complied with in letter and spirit, no clear answer is forthcoming. He prays for some time to address on this issue.

To come up on 04.03.2024.

Photocopy of this order be placed in files of Appeals Nos.841 and 842 of 2022.”

Learned counsel for the appellant, at the outset, submits that the pre-deposit in terms of proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 has been made in the Registry.

It appears that no application was moved by the appellant seeking permission to deposit the amount beyond the time frame.

It is not clear as to how the amount of pre-deposit has been accepted by the Registry without any order to that effect.

Registrar to report in this regard.

List on 07.05.2024.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

05.04.2024
Manoj Rana