

Pivotal Infrastructure Pvt. Ltd.

V/s

Aswani Kumar Khosla

Appeal No. 841 of 2022

Present: Shri Vaibhav Grover, Advocate,
for the appellant.

There is delay of 107 days in filing and 34 days in re-filing of the present appeal. Besides, there is no compliance of proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016. A query has been put to counsel for the appellant how this appeal can be entertained. No clear answer is forthcoming. However, he prays for short adjournment to seek instructions.

Learned counsel for the appellant submits that he may be allowed to withdraw the application of waiver. Allowed to do so. The application is dismissed as withdrawn.

Learned counsel for the appellant is directed to deposit the entire amount as pre-deposit to comply with the aforesaid proviso of the Act on or before the next date of hearing.

Now the case stands adjourned to 03.03.2023 for seeing the compliance of this order.

Justice Rajan Gupta (Retd.)
Chairman,
Haryana Real Estate Appellate Tribunal,
Chandigarh

Inderjeet Mehta
Member (Judicial)

Anil Kumar Gupta
Member (Technical)

15.02.2023
Manoj Rana