

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

APPEAL-40/2019

M/S SAHARA PRIME CITY LIMITED

.....Appellant

Versus

MS. USHA RANI SINGH

.....Respondent

Counsel for Appellant

SURENDRA KUMAR MISHRA

Counsel for Respondent

PRANSHU AGARWAL

Hon'ble Mr. Justice (Dr.) D.K. Arora, Chairman

Hon'ble Mr. Rajiv Misra, Administrative Member

List revised.

Shri Surendra Kumar Mishra, learned counsel for the appellant submitted that he has instructions to not press this appeal. He also made endorsement on the ordersheet regarding the instruction/intention of the appellant to withdraw the present appeal. Shri Anuj Pratap Singh, Advocate, holding brief of Shri Pranshu Agarwal, learned counsel for the respondent has no objections to the request of learned counsel for the appellant.

Learned counsel for the appellant submitted that the amount deposited by the appellant towards the compliance of Section 43(5) of the Act 2016 be sent to the RERA where the said amount be disbursed to the respondent in the execution proceedings. It has been informed that during the execution proceedings, the rest of the amount had already been recovered and therefore, this amount be transferred to RERA where the Authority take steps for release of this amount in favour of the respondent.

Appreciating the request, we permit the appellant to not press the present appeal. Accordingly, the appeal is **dismissed as not pressed**. The Registry is directed to transfer the entire amount deposited towards the compliance of Section 43(5) of the Act to the concerned account of RERA. The RERA will disburse the same to the respondent in accordance with law.

(Rajiv Misra)

(D.K. Arora)

Dated: 01.11.2021

GAURAVSRI