

THE U.P. REAL ESTATE APPELLATE TRIBUNAL, LUCKNOW

Division Bench Court No. 1

APPEAL-87/2020

M/S ELDECO INFRASTRUCTURE & PROPERTIES LTD.

.....Appellant

Versus

AVINASH MADHUKARRAO SHENDE

.....Respondent

Counsel for Appellant

VIKAS AGARWAL

Counsel for Respondent

ABHISHEK KHARE

AAHUTI AGARWAL

DEVANSH BHARDWAJ

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

Hon'ble Mr. K.K. Jain, Technical Member

Sri Vikas Agarwal, learned counsel for the appellant prays that in pursuance to the order dated 14.03.2023, he sought instructions from the appellant and he has been instructed to not press the instant appeal. Learned counsel for the appellant further submitted that the amount deposited towards compliance of Section 43(5) of the Act be release in favour of the appellant.

Miss Aahuti Agarwal, learned counsel for the respondent submitted that she has no objection to the request of learned counsel for the appellant regarding withdrawal of the instant appeal.

Taking into consideration the request of Sri Vikas Agarwal, learned counsel for the appellant, we permit the appellant to not press the instant appeal. Accordingly, the appeal is **dismissed as not pressed**.

Counsel for the appellant is directed to file an application before the Registrar of the Tribunal giving details and proof of the amount deposited towards the compliance of Section 43(5) of the Act and the bank account number alongwith IFSC Code in which the amount is required to be transmitted by the Tribunal.

Registrar/Accounts Department of the Tribunal after verifying the amount deposited by the appellant on the basis of the information furnished in the application, release the same in the account mentioned in the application.

(K.K. Jain)

(D.K. Arora)

Dated: 16.03.2023
PRADEEPKUMAR