

**BEFORE MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL MUMBAI**

18] Appeal No. AT006000000134089/22

Glider Buildcon Pvt. Ltd.

... Appellant

V/s.

Sanjeev Maharjan & Anr

...Respondents

Adv. Mr. Rubin Vakil Appellant

Mr. Rupen Kanawala Authorized Representative of Appellant Company

*Adv. Mr. Varun Mamniya for Respondents a/w Mr. Sanjeev Mahajan
Respondent in person*

**CORAM : SHRI SHRIRAM. R. JAGTAP, MEMBER (J), &
DR. K. SHIVAJI, MEMBER (A)**

**DATE : 08th May, 2024
(THROUGH VIDEO CONFERENCE)**

Mr. Rupen Authorized Representative of appellant company along with Adv. Mr. Rubin Vakil jointly seek to delete respondent No. 2, i.e. M/s Resonant Realtors Projects Pvt. Ltd. in view of the amicable settlement in the matter.

2] Accordingly, the respondent No. 2 in the captioned appeal stands deleted. Appellant to carry out said amendment in the appeal during the course of day.

3] Adv. Mr. Rubin Vakil upon instructions confirm and undertake to delete and comply with the above order by carrying out the necessary amendment of the appeal by deleting respondent No. 2.

4] Mr. Rupen Kanawala Authorized Representative of the appellant company along with Mr. Sanjeev Mahajan (in person) and Adv. Varun Navin Mamniya for the respondent society submit that matter in this appeal has been amicably settled and Consent Terms have



been executed, filed and circulated.

5] Mr. Sanjeev Mahajan respondent identified his signature on the Consent Terms and confirmed that Consent Terms have been executed without any coercion. Parties present further submit that the required payment as per Consent Terms will be effected by the appellant promoter within 30 days.

6] Mr. Rupen Authorized Representative of the appellant company identified his signature on the Consent Terms and on behalf of the company undertakes that required payments as in the Consent Terms will be effected within 30 days.

7] Being withdrawn, the Captioned appeal stands disposed of in terms of Consent Terms.

8] No costs.

9] At this stage, Mr. Rupen Kanawala Authorized Representative of the appellant company along with Adv. Rubin Vakil jointly submit that the amount deposited towards compliance of the proviso to Section 43(5) of Act 2016 be allowed to be withdrawn by the appellant company in terms of the Para No. 5(iii) of the Consent Terms along with accrued interest, if any.

10] Registry is accordingly directed to allow withdrawal of the said amount along with accrued interest, if any, by appellant deposited in the Tribunal towards the compliance of the Proviso following the standard procedure.

11] No costs.



(DR. K. SHIVAJI)



(SHRIRAM. R. JAGTAP)