

**BEFORE MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL MUMBAI**

17] AT005000000052129/20

Ashdan Developers Pvt. Ltd.

... Appellant

V/s.

Manoj Kumar

...Respondent

Adv. Radhikesh V. Uttarwar for Appellant in all the matters.

Adv. Nilesh Borate for Respondent.

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

**DATE : 19th December, 2023
(THROUGH VIDEO CONFERENCE)**

1. Adv. Radhikesh V. Uttarwar submits that appeal no. 52129/20 has been settled amicably between the parties and the appellant wishes to withdraw the appeal. He further submits that appellant has filed application for withdrawal of appeal. He further submits that the amount deposited by the appellant in compliance of Section 43(5) of RERA be refunded to appellant. Adv. Nilesh Borate submits that the respondent has no objection for refunding the amount deposited by appellant as the matter has been amicable settled between the parties.
2. Record reveals that appellant has filed application for withdrawal of appeal. Since the appeal is amicably settled between the parties and other side has no objection for withdrawal of the appeal, the appeal stands disposed of as withdrawn. Since, the respondent has no objection for refund of amount deposited by appellant towards compliance of Section 43(5) of RERA. Registry is directed to refund

S. Jagtap

the amount deposited by appellant towards compliance of Section 43(5) of RERA to appellant with accrued interest thereon as per rules.


(DR. K. SHIVAJI)

Ajit


(SHRIRAM. R. JAGTAP)