

**BEFORE THE MAHARASHTRA REAL ESTATE  
APPELLATE TRIBUNAL MUMBAI**

**24) Ex. No. 70/23**

**In**

**AT006000000052611/20**

**With**

**M. A. No.307/2024 (Withdrawal of Amt.)**

Pradip M Mehta & Anr.

... Applicants

V/s.

Sylvanus Properties Limited

...Non-applicant

*Adv. Mr. Manish Gala for Applicants*

*Adv. Ms. Anushka Agarwal for Non-applicant.*

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

**DATE : 7<sup>th</sup> May, 2024**

(THROUGH VIDEO CONFERENCE)

1] Advocate Ms. Anushka Agarwal submits that Non-applicant has deposited amount of Rs.32,17,680/- and filed compliance affidavit and served the copy of the same to other side.

2] Advocate Mr. Manish Gala submits that the Applicants have filed Application for withdrawal of this amount.

3] A perusal of Application bearing No.307/2024 would show that the Applicants/ decree holders are claiming refund of Rs.34,08,636/- instead of Rs.32,17,680/-. Further record reveals that judgment debtor has deposited only Rs.32,17,680/- Therefore, the Application is partly allowed.


4] The Registry is directed to pay Rs.32,17,680/- with accrued interest thereon to Applicants as per rules.

*Sjagtap*


5] Advocate Mr. Manish Gala submits that the Applicants will file appropriate application for further claim and seeks liberty to file the same. Liberty as sought is granted.

6] Applicants are directed to serve the copy of Application well before the next date to other side so as to enable the other side to file reply to the application.

7] Stand over to 1<sup>st</sup> July, 2024 for further consideration.

  
(DR. K. SHIVAJI)

MBT

  
(SHRIRAM. R. JAGTAP)