

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

32] APPEAL NO. AT006000000010935 of 2019

Westin Developers Pvt. Ltd.
Vs

... Applicant

Mr. Raymond Alies Nunes

... Non-Applicant

*Mr. Rayomnd Alies Nunes for Respondent-in-person.
None for Appellant.*

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

DATE : 04th October, 2023.

(THROUGH VIDEO CONFERENCING)

A perusal of the record would show that the appellant has deposited Rs. 25 lakhs in partial compliance of Proviso to Section 43 (5) of RERA.

2. The appellant is supposed to deposit balance amount of Rs. 5 lakhs. However, till date the appellant has not deposited to Rs.5 lakh in partial compliance of Proviso to the Section 43 (5) of RERA. On the last date also, the appellant was absent. In order to give a fair and reasonable opportunity last chance was granted to appellant to deposit Rs.5 lakh in compliance of Proviso to Section 43 (5) of RERA. Despite this, today nobody has appeared for appellant and appellant has also not deposited Rs.5 lakh as directed by this Tribunal by order dated 05-09-2023. Despite ample opportunity the appellant has failed to make compliance of Proviso to Section 43 (5) of RERA. This

S. Jagtap

conduct of appellant entails us to arrive at an unhesitating conclusion that appellant has no interest in prosecuting the appeal. Therefore, appeal stands dismissed for want of compliance.


(DR. K. SHIVAJI)

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(SHRIRAM R. JAGTAP)