

Nalawade

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL  
MUMBAI**

**MISC. APPLICATION NO. 399 OF 2023**  
(withdrawal of amt.)  
**IN**  
**APPEAL NO. AT006000000010995 (D.)**

Akshar Space Pvt. Ltd. ... Applicant

-VS-

Samson Pandi ... Non-applicant

**MISC. APPLICATION NO. 400 OF 2023**  
(withdrawal of amt.)  
**IN**  
**APPEAL NO. AT006000000010997 (D.)**

Akshar Space Pvt. Ltd. ... Applicant

-VS-

Sayee Subramanian ... Non-applicant

*Ms. Ritika Agarwal, Advocate for Applicant.*  
*None for Non-applicants.*

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

**DATE : 08<sup>th</sup> NOVEMBER, 2023**

(THROUGH VIDEO CONFERENCE)

Ms. Ritika Agarwal, learned counsel for Applicant joined the conference. None for Non-applicants.

2] Learned counsel for Applicant submits that Misc. Application Nos. 399/2023 and 400/2023 have been filed for withdrawal of the pre-deposit amounts made in the Tribunal by promoter/ applicant, towards




the compliance of the Proviso to Section 43(5) of the Act of 2016.

3] Appeals have been disposed of based on consent terms, which have been executed satisfactorily.

4] Allottees/ Non-applicants are not present in both the cases.

5] Issue notice to Non-applicants, returnable on 17<sup>th</sup> January 2024.

  
(DR. K. SHIVAJI)

  
(SHRIRAM. R. JAGTAP, J.)