

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL
MUMBAI**

**15] MISC. APPLICATION NO.231/23 (R) (Dismissal of Appeal)
IN
APPEAL NO. AT006000000052423 OF 2022**

Mr. Ajitkumar M. Gosavi
-VS-

...Appellant

M/s. Modella Textiles Industries Ltd. & Ors.

...Respondent

*Adv. Santosh Gavade for Appellant.
None for Respondent.*

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

DATE : 07th NOVEMBER, 2023

(THROUGH VIDEO CONFERENCE)

MISC. APPLICATION NO.231/23

1. Adv. Santosh Gavade submits that the appellant wants to withdraw appeal as matter is subjudice before NCLT, Mumbai. He further submits that the appellants have filed purshish for withdrawal of appeal. A perusal of purshish would show that it is signed by appellants.
2. The appellants want to withdraw the appeal because matter is pending between the parties before NCLT, Mumbai and in order to avoid duplication of proceeding, the appellant decided to withdraw the appeal.
3. In view of the aforesaid contention of the appellants, the appellants are allowed to withdraw the appeal. Accordingly, appeals stands disposed

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of as withdrawn with a liberty to file complaint afresh, if their claim is not satisfied before NCLT.

4. Accordingly, Misc. Application No.231/23 also stands disposed of.


(DR. K. SHIVAJI)

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(SHRIRAM R. JAGTAP)