

**MAHARASHTRA REAL ESTATE APPELLATE  
TRIBUNAL UNDER RERA ACT**

(1)  
**No.AT006000000000223**

M/s. Point Developers Pvt Ltd .. Appellant/s

**V/s.**

Mr. Preeti Mehta & Hitesh Mehta ..Respondent/s

CORAM :Hon'ble Shri K. U. CHANDIWAL, J.  
President, Maharashtra Revenue Tribunal, Mumbai  
& I/c. Maharashtra Real Estate Appellate Tribunal  
under Maharashtra RERA Act  
DATED:-8th August, 2018

**:- ORDER :-**

Called out at 3.15 PM

Adv. Karansingh Shekhawat for the Appellant.

Adv. R.C. Mishra for the Respondent.

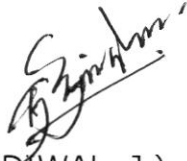
Mr. Shekhawat wants to withdraw the appeal as his client has not complied the payment within schedule as indicated in the Order dated 23.5.2018 in terms of Sec. 43 (5) - Proviso of RERA. A rider was also indicated to grant leave to file another appeal. Now Mr. Shekhawat says, appropriate orders may be passed including of dismissal.

Since order dated 23.5.2018 of payment in terms of mandatory indication under Sec. 43 (5) - Proviso of RERA are not adhered to even after lapse of more than



two months, needless to indicate the appeal stands dismissed and is dismissed.

No costs.



Place: Mumbai (K. U. CHANDIWAL, J.)  
Dated: 8<sup>th</sup> August, 2018 President,  
Maharashtra Revenue Tribunal,  
Mumbai  
& I/c. Maharashtra Real Estate  
Appellate Tribunal, (MahaRERA),  
Mumbai