

**BEFORE THE HARYANA REAL ESTATE APPELLATE  
TRIBUNAL**

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Appeal No. 841 of 2022  
Date of Decision: 03.03.2023

Pivotal Infrastructure Pvt. Ltd., Registered office at Plot No. 12,  
Sector-4, Faridabad.

Appellant

Versus

Ashwani Kumar Khosla, R/o 85, West Patel Nagar, Central  
Delhi, Patel Nagar, Delhi.

Respondent

**CORAM:**

**Justice Rajan Gupta**  
**Shri Inderjeet Mehta**  
**Shri Anil Kumar Gupta**

**Chairman**  
**Member (Judicial)**  
**Member (Technical)**

Present: Shri Vaibhav Grover, Advocate  
for the appellant.

**O R D E R:**

**Rajan Gupta, Chairman:**

As observed in order dated 15.02.2023, no compliance of pre-deposit as envisaged by proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 has been made. Besides this, there is delay of 107 days in filing and 34 days in refiling of the appeal.

Vide order dated 15.02.2023, this court had directed to the appellant (Pivotal Infrastructure Pvt. Ltd.) to deposit the entire amount of pre-deposit before the next date of hearing 03.03.2023 i.e. today. However, needful has not been done.

In view of above, the present appeal cannot be entertained and same is dismissed as such.

Justice Rajan Gupta  
Chairman  
Haryana Real Estate Appellate Tribunal  
Chandigarh

Inderjeet Mehta  
Member (Judicial)

Anil Kumar Gupta  
Member (Technical)

03.03.2023  
Manoj Rana