

**BEFORE THE HARYANA REAL ESTATE APPELLATE  
TRIBUNAL**

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Appeal No. 435 of 2022  
Date of Decision: 03.10.2023

M/s Emaar India Limited, 306-308, Square one, C2,  
District Centre, Saket, New Delhi 110017.

Appellant

Versus

Nanny Infrastructure Private Limited A-27, MCIE, Mathura  
Road, New Delhi-110017.

Respondent

**CORAM:**

**Justice Rajan Gupta  
Shri Anil Kumar Gupta**

**Chairman  
Member (Technical)**

Present: Ms. Tanika Goyal, Advocate  
for the appellant.

**ORDER:**

**Rajan Gupta, Chairman (Oral):**

Present appeal was registered on 28.05.2022 on the website as Appeal No. 435 of 2022. Physical copy thereof has been filed in the Registry on 01.06.2022.

2. At the time of filing, appellant had not deposited any amount in terms of proviso to Section 43(5) of the Real Estate (Regulation and Development) Act, 2016 (for short 'the Act'). Entire file has to be processed by the Registry. Registry raised certain objections. Thereafter, reminder was sent to the appellant to remove the objections but, neither the appellant nor its counsel has come forward to remove the objections.

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Appeal thereafter had to be retained in the Registry of this Tribunal for considerable time.

3. We have left with no option but to take the matter on judicial side. Today, learned counsel for the appellant has appeared and made a statement that she has instructions to withdraw the appeal.

4. In view of the above, appeal is, thus, dismissed as withdrawn. As considerable time of this Tribunal is wasted, therefore, costs of Rs. 10,000/- is imposed on the appellant. Same be deposited with **Poor Patients' Welfare Fund, PGIMER, Chandigarh.**

5. Copy of this order be sent to the Authority for initiating the recovery proceedings.

6. File be consigned to the record.

Justice Rajan Gupta  
Chairman  
Haryana Real Estate Appellate Tribunal

Anil Kumar Gupta  
Member (Technical)

03.10.2023  
Manoj Rana