Dawarkadhis Projects Pvt. Ltd.
Versus
Manoj Kumar Singh
C.M. No. 8077 of 2026
In Appeal No. 393 of 2023

Present: Mr. Yashvir Singh Balhara, Advocate,
for the appellants.

CM NO.8077 OF 2026:

Instant appeal was dismissed by this Bench *vide* order dated 03.04.2024. Relevant paras thereof read as under:

> *"4. Having considered the issue in light of the proviso to Section 43(5) of the Act, this Bench is of the considered view that the present appeal cannot be entertained in the present form as pre-deposit has not been made. Same is dismissed as such.*
>
> *5. File be consigned to the records.*
>
> *6. At this stage, Mr. Gupta submits that appellant-company (M/s Dwarkadish Projects Pvt. Ltd.) has gone into CIRP."*

2. Today, Mr. Balhara submits that a sum of Rs.8,62,064/- had been made by the appellant in lieu of pre-deposit has not been released to it. Instant application for withdrawal thereof has been moved. Same is supported by an affidavit of Mr. Yogesh Singh, Authorised Representative of the appellant-company.

3. Registry to examine whether the said amount is still lying with it, if so, be remitted to the concerned Authority to be disbursed to the appellant-company along with interest, if any, accrued thereon. Needless to observe tax liability, if any, would apply.

4. In view of above, application is allowed.

5. File be consigned to the records.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Dinesh Singh Chauhan
Member (Technical)

28.10.2026/rana