

**IN THE KARNATAKA REAL ESTATE APPELATE TRIBUNAL,  
BENGALURU**

**DATED THIS THE 02<sup>nd</sup> DAY OF FEBRUARY 2021**

**PRESENT**

**HON'BLE SRI K P DINESH, JUDICIAL MEMBER**

**AND**

**HON'BLE SRI P S SOMASHEKAR, ADMINISTRATIVE MEMBER**

**APPEAL (K-REAT) NO.377/2020**

**BETWEEN:**

M/s NEL Holdings south Limited,  
No.#5, Level-7, Nitesh Timessquare,  
MG Road, Bengaluru,  
Karnataka-560 001.

Represented by its Authorised Representative  
Mr.Gopinath K.S

Previously Know as:

M/s Nitesh Estates Private Limited,  
No.#5, Level-7, Nitesh Timessquare,  
MG Road, Bengaluru,  
Karnataka-560 001.

**:APPELLANT**

(By Sri Samarth Shreedhar for M/s Shetty & Hegde Associates, Advocate)

**AND**

1. Sri Ashutosh Madan,  
#D-604, Tower-1, Adarsh Palm Retreat,  
Outer Ring Road, Bellandhur,  
Bengaluru-560 001.

2. The Real Estate Regulatory Authority,  
Ground floor, Silver Jubilee Block,  
Unity Building, CSI Compound,  
3<sup>rd</sup> Cross, Mission Road,  
Bengaluru -560 027.

Represented by its Secretary

**:RESPONDENTS**

(R2 served, unrepresented)

This Appeal is filed under Section 44 of the Real Estate (Regulation and Development) Act, 2016, before the Karnataka Real Estate Appellate Tribunal, Bengaluru, to set aside the impugned order dated 24.09.2018, in CMP/180311/0000562 passed by the Interim Authority, RERA- Respondent.

This appeal coming on for orders this day, the Judicial Member made the following:

### **J U D G M E N T**

The learned counsel for the appellant and Mr. Gopinath, vice president (Legal) in the appellant company are Present.

There is no representation for R2-RERA.

The appellant counsel filed a memo for not prosecuting the above appeal and seeking permission to withdraw the same.

Accordingly appeal is dismissed as withdrawn.

The appellant counsel sought for release of 30% deposited by them at the time of filing the appeal and the same may be considered later.

**Sd/-  
HON'BLE JUDICIAL MEMBER**

**Sd/-  
HON'BLE ADMINISTRATIVE MEMBER**