BEFORE THE TAMIL NADU REAL ESTATE APPELLATE TRIBUNAL (TNREAT)

(Tamil Nadu, Puducherry, Andaman & Nicobar Islands)

(Under the Real Estate Regulation And Development Act 2016)

DATED 28.07.2023

Coram : Hon'ble Mr.Justice M.Duraiswamy, Chairperson
Mr.R.Padmanabhan, Judicial Member

Appeal No.33 of 2023
and
M.A.No.93 of 2023

S.Ashokkumar ... Appellant

- Vs -

1. M/s. S dot G Housing
   rep. by its Chairman Sivashanmugam

2. M/s. S dot G Housing
   rep. by its Vice Chairman I.S.Santhosh

3. M/s. S dot G Housing
   rep. by its Partner Gowri ... Respondents

Prayer: The appeal has been filed under Section 44 of the Real Estate (Regulation and Development) Act, 2016 (i) to set aside the order dated 23.3.2023 in C.No.94 of 2022 (ii) to order imposing penalty on the Respondents as per sub clause (1) of Section 59 of the Real Estate (Regulation and Development) Act, 2016 (iii) to direct the Authority to register a criminal complaint against the Respondents as per Section 38, 59 read with 80 of the Real Estate (Regulation and Development) Act,

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2016 with the Chief Judicial Magistrate, Erode. (iv) to pay legal expenses to Rs.2,00,000/- towards the cost for prosecuting the complaint.

For Appellant : Mr.R.Thomas

ORDER

Mr.R.Thomas, learned counsel appearing for the appellant seeks permission to withdraw the appeal with liberty to file an Execution Petition to execute the order passed in C.No.94 of 2022. The learned counsel also made an endorsement to that effect.

2. In view of the same, the appeal is dismissed as withdrawn. It is open to the appellant to file an Execution Petition to execute the order passed in C.No.94 of 2022 in accordance with law. Consequently, the connected Miscellaneous Application is closed.

Sd/- XXXX
CHAIRPERSON

Sd/- XXXX
JUDICIAL MEMBER

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