

Ashwin Shah

Whether IRP filing Appeal before Appellate Tribunal, RERA for the corporate debtor under Insolvency proceeding are governed by the compulsory deposit envisaged u/s 43(5) of RERDA 2016 for admission of appeal before Appellate Tribunal, RERA? Hon'ble High Court, New Delhi in the matter of Umang Realtech Pvt Ltd vs. Mrs. Daphne Reita Rajan Sharma & Others had occasion to consider the subject matter. Facts of the Case :- Hon'ble NCLT vide order dated 20-08- 2019 admitted application u/s 7 against the corporate debtor and thereby CIRP started. The Appeal before Appellate Tribunal was filed by IRP and relief was prayed that pre deposit u/s 43(5) shall not apply to the appeal filed by IRP but the same app.....