

Nalavade

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL
MUMBAI**

MISC. APPLICATION NO. 895 OF 2022

[withdrawal of amt.]

IN

APPEAL NO. AT006000000010832 OF 2018 (D.)

M/s. Epitome Residency Pvt. Ltd.

... Applicant

-VS-

Mr. Bhuvanesh Shriastava & Anr.

... Non-applicants

None for Applicant.

Mr. Mangesh J. Nalavade, Advocate for Non-applicant Nos.1 and 2.

Mr. Tejas S. Mahamuni, Advocate for Non-applicant No.3.

None for Non-applicant No.4.

CORAM : SHRI SHRIRAM R. JAGTAP, MEMBER (J) &

DR. K. SHIVAJI, MEMBER (A)

DATE : 05th JANUARY, 2024

(THROUGH VIDEO CONFERENCE)

Learned counsel for parties joined the conference.

2] Advocate Mr. Mangesh J. Nalavade upon instructions submits that based on the letter given by Applicant promoter dated 08.02.2021 that loan account is repaid in full and there are no further dues payable on the loan account, Non-applicant Nos. 1 and 2 have signed the consent terms dated 31.03.2021(page no.6). However, later it has been discovered that the loan account has not been paid in full.



- 3] Advocate Mr. Tejas Mahamuni appearing for Non-applicant No.3 finance company seeks time and submits that copies of replies filed by Non-applicant Nos. 1 and 2 have not been received and seeks time to file reply.
- 4] Prayer of Non-applicant No.3 is allowed as a last chance, failing which matter will proceed without reply of Non-applicant No.3 on the next date.
- 5] Non-applicant No.1 and 2 to serve copies of their replies to Non-applicant No.3.
- 6] Applicant is absent, and the matter is getting lingered on account of absence of Applicant.
- 7] Applicant to remain present on the next date, failing which matter will proceed for appropriate order on the next date.
- 8] Stand over to 29th February, 2024 for further consideration.


(DR. K. SHIVAJI)


(SHRIRAM. R. JAGTAP, J.)