

**BEFORE MAHARASHTRA REAL ESTATE  
APPELLATE TRIBUNAL MUMBAI**

**3] M.A. No. 748/22 (Stay)**

**with**

**M.A. No.1069/22 (Injunction)**

**in**

**AT006000000113948/22**

Eversmile Co-op. Hsg. Soc. Ltd.

... Appellant

V/s.

Manoj Rijhwani & 18 Ors.

... Respondents

**With**

**4] AT00 M.A. No. 1070/22 (Injunction)**

**with**

**M.A. No. 197/23 (Amendment)**

**in**

**AT006000000113951/22**

Westin Developers Pvt Ltd

... Appellant

V/s.

Manoj Rijhwani & Ors.

... Respondents

*Adv. Rohit Shetty for Appellant in sr. no. 3 & for Respondent no. 17 in sr. no. 4.*

*Adv. Abir Patel a/w Adv. Firoz Bharucha for Respondent nos. 1 to 14 in sr. no. 3.*

*Adv. Abir Patel for Respondent nos. 1 to 14 in sr. no. 4.*

*Mr. Yogesh Handa, Representative for Respondent no. 17 in sr. no. 3 & for Respondent no. 18 in sr. no. 4.*

*Adv. Nilesh Gala for Respondent no. 18 in sr. no. 3 and for appellant in sr. no. 4.*

*None for Respondent nos. 15 & 16 in sr. no. 4.*

*None for Respondent no. 18 in sr. no. 4.*

**CORAM : SHRI SHRIRAM. R. JAGTAP, MEMBER (J), &  
DR. K. SHIVAJI, MEMBER (A)**

**DATE : 13<sup>th</sup> March, 2024  
(THROUGH VIDEO CONFERENCE)**

1. Matters are kept back.

**Later on, 1.30 PM**




**In appeal no. AT006000000113948/22**

2. Adv. Rohit Shetty submits that the appellant society has filed compilation of documents and served the copies of the same to other side. Adv. Abir Patel submits that the respondent no. 1 to 14 have no objection for allowing the production of the same on record subject to keeping the contentions of the parties open.
3. Adv. Nilesh Gala has no objection for allowing the compilation of documents because they are only circulars of MahaRERA and citations. In view of ~~there~~ <sup>their</sup> submissions, the production of compilation of documents which consist of circulars, SOP, citations and also dates and events are allowed keeping all contentions of the parties open.
4. Adv. Abir Patel submits that the respondent nos. 1 to 14 also want to file documents on record and they have already served the copies of the same to respective parties. Adv. Rohit Shetty as well as Adv. Nilesh Gala confirm the same that they have received the copies of compilation of documents of respondent nos. 1 to 14.
5. Adv. Rohit Shetty submits that the society has received the documents of respondent nos. 1 to 14 and the appellant society has no objection for allowing the production of the same subject to keeping the contentions of the parties open.
6. Adv. Nilesh Gala for respondent no. 18 has stiff opposition for production of documents on record, however, at the same time he has submitted that the production of documents may be allowed subject to keeping open the contentions of the parties. In view of there submissions, the production of documents which the respondent no. 1 to 14 intend to produce on record are allowed.




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7. Interim order if any, is continued till next date.
8. Stand over to 8<sup>th</sup> April, 2024 for further argument of Adv. Rohit Shetty. (PH)

  
**(DR. K. SHIVAJI)**

Ajit

  
**(SHRIRAM. R. JAGTAP)**