

**BEFORE MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL MUMBAI**

APPEAL NO. AT006000000134192/2022

Ombir Yadav & Anr.

... Appellants

V/s.

Sanvo Resorts Pvt. Ltd.

...Respondent

Mr. Ombir Yadav, Appellant-in-person
Adv. Mr. Prasanna Tare for Respondent

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

DATE : 28th February, 2024

(THROUGH VIDEO CONFERENCE)

Appellant submits that he had visited the office of Respondent for possession, but the conditions mentioned in possession letter are prejudicial to his rights and therefore he is not accepting the possession. He further submits that the Promoter has not allowed him to make endorsement on the possession letter that he will be ready to accept the possession subject to his rights and decision in the Appeal.

2] Per contra, Advocate Mr. Prasanna Tare submits that the Respondent has no objection if the Appellant i.e. Alottee has made such endorsement on the possession letter, and they are ready to handover the possession of the subject flat to Allottees.


3] Considering the submissions of the Appellant Mr. Ombir Yadav and Advocate Mr. Prasanna Tare, we are of the view that the

Respondent can be directed to handover the possession of the subject flat to Allottees by allowing the Allottee i.e. Mr. Ombir Yadav to make an endorsement on the possession letter as per his wish and Respondent is directed accordingly.

4] Stand over to 10th June, 2024 for final hearing.


(DR. K. SHIVAJI)

MBT/12


(SHRIRAM. R. JAGTAP)