

**BEFORE MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL MUMBAI**

M.A. No. 393/23 (Delay)

In

14) Appeal No. AT006000000144288/23

Pinak Bharat & Co & Anr. ... Applicants

V/s.

Ashok Avhad & Anr. ... Non-applicants

Alongwith

M.A. No. 411/23 (Delay)

In

15) Appeal No. AT006000000144289/23

Pinak Bharat & Co & Anr. ... Applicants

V/s.

Vanita Ashok Avhad & Anr. ... Non-applicants

Adv. Mr. Vaibhav Kulkarni for Applicants

Adv. Ms. Vinisha Bhavnani for Non-applicants

**CORAM : SHRI S. S. SHINDE J., CHAIRPERSON &
DR. K. SHIVAJI, MEMBER (A)**

DATE : 8th April, 2024

(THROUGH VIDEO CONFERENCE)

Advocate Ms. Vinisha Bhavnani seeks time of one week to file and circulate reply as last chance.

2] Perusal of the order dated 31st January, 2024 of this Tribunal shows that Respondent was granted seven days time to file and circulate reply based on Respondent's request as last chance.



- 3] However, reply has not been filed till date.
- 4] However, in the interest of justice the learned Counsel appearing vehemently opposed by submitting that last chance has already been given.
- 5] However, to avoid duplication of proceedings Non-applicant is permitted to file and circulate reply on the Misc. Applications for condonation of delay in both the matters subject to the payment of cost of Rs.5,000/- for each of the Appeals to the Appellants (total of Rs.10,000/-) within one week, failing which the Appeal will proceed without the reply of the Non-applicant No. 1 Promoter.
- 6] Advocate Mr. Vaibhav Kulkarni for the Applicants further submits that Non-applicant No. 2 has been duly served and has been intimated in writing about today's hearing date. The affidavit of service containing tangible supporting documents alongwith tracking report has been filed.
- 7] Perused.
- 8] Non-applicant No. 2 is duly served and intimated.
- 9] Registry is directed to issue notice to Non-applicant for appearance returnable well before the next date.
- 10] Stand over to 24th July, 2024 for reply and hearing on Misc. Application and for appearance of Non-applicant No. 2.


(DR. K. SHIVAJI)


(S. S. SHINDE, J.)