

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL  
MUMBAI**

**APPEAL NO. AT006000000144318/23**

Mrs. Kamolika & Anr.

... Appellants

-VS-

Sumer Radius Reality Pvt. Ltd.

... Respondent

*Mr. Rushabh Parekh, Advocate for Appellants.*

*None for Respondent.*

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

**DATE : 9<sup>th</sup> AUGUST, 2023**

**(THROUGH VIDEO CONFERENCE)**

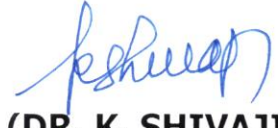
Adv. Rushabh Parekh for Appellants submits that Appellants have already served appeal memo and allied documents on the Respondent. Apart from this pursuant to the directions of this Tribunal dated 26.06.2023, Appellants have given intimation of next date of hearing in writing to Respondent and filed affidavit of service.

2] A perusal of affidavit of service would show that Appellants have given intimation of today's date of hearing to Respondent in writing i.e. by letter dated 26.06.2023 by registered post as well as email. The tracking report clearly indicates that the Postal Authority has delivered the item to Respondent. Despite this, Respondent has failed to appear in the matter. However, in order to give reasonable opportunity, last chance is granted to Respondent for appearance. If Respondent fails to appear on the next date of hearing, matter will be proceeded ex-parte against

*S. Jagtap*

Respondent.

3] Stand over to 13<sup>th</sup> Sept. 2023 for appearance of Respondent.

  
(DR. K. SHIVAJI)

  
(SHRIRAM, R. JAGTAP, J.)

MS/-