

**BEFORE MAHARASHTRA REAL ESTATE  
APPELLATE TRIBUNAL MUMBAI**

**M. A. No. 05/24 (Delay)**

**In**

**APPEAL NO. AT006000000154472/2023**

Mr. Kamal Nandlal Rawtani

... Applicant

V/s.

Sumer Radius Realty Pvt. Ltd.

... Non-applicant

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*Adv. Mr. Vikramjit Garewal for Applicant/ Appellant  
None for Non-applicant/ Respondent*

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

**DATE : 11<sup>th</sup> March, 2024**

**(THROUGH VIDEO CONFERENCE)**

Advocate Mr. Vikramjit Garewal submits that pursuant to the direction of this Tribunal the Applicant has informed today's date of hearing in writing to the Non-applicant and filed affidavit of service. A perusal of affidavit of service would show that the Applicant has intimated today's date of hearing in writing to Non-applicant and tracking report clearly indicates service of intimation on the Non-applicant. Despite this, the Non-applicant has failed to appear in the matter. However, in order to give fair and reasonable opportunity, last chance is granted for appearance failing which the delay condonation Application will be proceeded ex-parte against the Non-applicant.

2] Stand over to 24<sup>th</sup> June, 2024 for appearance of Non-applicant/ Respondent.

  
**(DR. K. SHIVAJI)**

MBT/45

  
**(SHRI RAM. R. JAGTAP)**