

**BEFORE MAHARASHTRA REAL ESTATE  
APPELLATE TRIBUNAL MUMBAI**

**46] APPEAL NO. AT004000000154602/2023**

M/s. Shiv Sai Developers	... Appellant
V/s.	
Ashok Kumar Bopche	... Respondent

**47] APPEAL NO. AT004000000154603/2023**

M/s. Shiv Sai Developers	... Appellant
V/s.	
Aarti Dharpure & Anr.	... Respondents

**48] APPEAL NO. AT004000000154604/2023**

M/s. Shiv Sai Developers	... Appellant
V/s.	
Ashish Dharpure & Anr.	... Respondents

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*Adv. Mr. Amit Bhate for Appellant*  
*Adv. Ms. Namrata Solanki for Respondent/s*

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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. Namrata Solanki appears and undertakes to file vakalatnama on behalf of Respondent/s.

2] A perusal of impugned Order reveals that an opportunity was granted to Promoter to comply with directions given by the Authority at para 6 of the impugned Order dated 6<sup>th</sup> March, 2020 within a period of 60 days failure to which the learned Authority had further directed to pay penalty of Rs.5,00,000/-. It is not in dispute that the Appellant has failed to comply with the earlier part of the impugned Order and



therefore Appellant is supposed to deposit 30% of the penalty of Rs.5,00,000/- in compliance of proviso to Section 43(5) of RERA. Therefore, Appellant is directed to deposit 30% of Rs.5,00,000/- on or before the next date failing which the Appeals will be dismissed.

3] Stand over to 7<sup>th</sup> May, 2024 for compliance of proviso to Section 43(5) of RERA.

  
(DR. K. SHIVAJI)

MBT/46-48

  
(SHRIRAM. R. JAGTAP)