

**BEFORE MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL MUMBAI**

22] APPEAL NO. AT006000000164614/23

M. A. No. 199/24 (Delay)

In

Review No.02/24

(To Order dtd. 30/10/23 & 23/01/24)

M/s. Surana Construction (Chembur)

Through Partner

Mr. Surendra Surana

... Appellant

V/s.

Sandeep Oberai & Anr.

... Respondents

ALONGWITH

23] APPEAL NO. AT006000000164615/23

M. A. No. 200/24 (Delay)

In

Review No.03/24

(To Order dtd. 23/01/24)

M/s. Surana Construction (Chembur)

Through Partner

Mr. Surendra Surana

... Appellant

V/s.

Mr. Rahul Makhijani & Anr.

... Respondents

ALONGWITH

24] APPEAL NO. AT006000000164616/23

M. A. No. 198/24 (Delay)

In

Review No.01/24

(To Order dtd. 30/10/23 & 23/01/24 of 43(5))

M/s. Surana Construction (Chembur)

Through Partner

Mr. Surendra Surana

... Appellant

V/s.

Janvi Makhijani & Anr.

... Respondents



CA Mr. Ashwin Shah for Appellant

Adv. Ms. Pratha Koteja a/w Adv. Mr. Yadunath Bhargavan (Appeal No. AT006-164614)

Mr. Manoj Makhijani for Respondent-in-person (Appeal No. AT006-164615, AT006-164616)

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

DATE : 21st March, 2024

(THROUGH VIDEO CONFERENCE)

1] Learned CA Mr. Ashwin Shah submits that the Promoter had filed Complaints before the learned Authority for termination of agreement for sale and execution of cancellation deed by Allottees. But the Complaint came to be dismissed by the learned Authority. Being aggrieved by the said Order, the Promoter has filed these Appeals and therefore question of compliance of proviso to Section 43(5) of RERA does not arise. CA Mr. Ashwin Shah further submits that this Tribunal has passed Order to comply with proviso to Section 43(5) of RERA. Therefore, the Promoter has moved Applications for review of Order dated 30th October, 2023 passed by this Tribunal directing the Promoter to comply with proviso to Section 43(5) of RERA. CA Mr. Ashwin Shah submits that the Promoter has served the copy of the same to the other side.

2] Advocate Ms. Pratha Koteja and Mr. Manoj Makhijani seek time to file reply to these Applications. Granted.

3] Stand over to 2nd May, 2024 for filing reply to review applications.


(DR. K. SHIVAJI)

MBT/


(SHRIRAM. R. JAGTAP)