

Nalawade

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL
MUMBAI**

APPEAL NO. AT006000000031804 OF 2019

Mr. Pankaj S. Chawla ... Appellant

-VS-

Mr. Vijay S. Jain ... Respondent

**MISC. APPLICATION NO. 02 OF 2021 (C.P.)
IN**

APPEAL NO. AT006000000052603 OF 2020

Mr. Vijay S. Jain ... Appellant

-VS-

Mr. Pankaj S. Chawla ... Respondent

Mr. Rajesh H. Mirchandani, Advocate for Mr. Pankaj Chawla.

Ms. Jayshree Gilra a/w. Dr. Sanjay Chaturvedi, Advocate for Mr. Vijay Jain.

CORAM : SHRI SHRIRAM R. JAGTAP, MEMBER (J) &

DR. K. SHIVAJI, MEMBER (A)

DATE : 24th APRIL, 2024

(THROUGH VIDEO CONFERENCE)

Learned counsel for parties joined the conference and confirms that the impugned order has been passed by MahaRERA after a passage of considerable time from the date of keeping the matter reserved for pronouncement of the order.

2] Advocate Mr. Rajesh H. Mirchandani submits that both the captioned appeals will not be maintainable in view of the judgments and ratios laid down by the superior forums including the judgment of the Hon'ble Supreme Court and the Hon'ble Bombay High Court and further



submits upon instructions that the matter be remanded back by keeping the rights and contentions of the parties open, to be decided afresh and to be adjudicated as expeditiously as possible by MahaRERA.

4] Advocate Dr. Sanjay Chaturvedi seeks time to file a short synopsis about the maintainability of these two appeals.

5] Liberty to parties to file and exchange two-pager short synopsis.

6] Stand over to 02nd May 2024 for final hearing.


(DR. K. SHIVAJI)


(SHRIRAM R. JAGTAP, J.)