

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL  
MUMBAI**

**APPEAL NO. AT005000000041865/19**

Mr. Ravindra L. Wadnerkar & Anr.

... Appellants

-VS-

D.S. Kulkarni & Associates

... Respondent

*Mr. Ravindra L. Wadnerkar, Appellant no. 1 for himself and on behalf of  
Appellant no. 2.*

*None for Respondent.*

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

**DR. K. SHIVAJI, MEMBER (A)**

**DATE : 22<sup>nd</sup> AUGUST, 2023**

**(THROUGH VIDEO CONFERENCE)**

Mr. Ravindra L. Wadnerkar, Appellant No. 1 for himself and on  
behalf of Appellant no. 2 joined the conference. None for Respondent.

2] Judgment in the caption appeal has been pronounced today  
separately as here under:

a) Captioned Appeal No. AT005000000041865 is partly allowed.

b) Impugned order dated 04th April 2019 passed in Complaint No. CC  
00500000022699 is set aside.

c) Respondent promoter is directed to refund the entire paid amounts of  
Rs. 17,90,481.90 to Complainants together with interest at the rate of  
highest marginal cost of lending rate of State Bank of India plus 2% per  
annum from the date of payments till the complete realization of the  
amount and will also pay to Complainants, the amount paid for stamp



duty, registration charges and service tax payments, if any.

d) No order as to costs.

e) In view of the provisions of Section 44(4) of the Act of 2016, copy of this order shall be sent to the parties and to the learned Chairman, MahaRERA.

  
(DR. K. SHIVAJI)

  
(SHRIRAM. R. JAGTAP, J.)

MS/-