

Nalawade

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL
MUMBAI**

MISC. APPLICATION NO. 79 OF 2023
(U.O. 21 R. 34 r/w. S.57 of RERA Act)
WITH
Ex. No. 6 OF 2022
IN
APPEAL NO. AT006000000052353

Mr. Dev Navin Nisar

... Applicant

-VS-

Vijay Suraksha Realty LLP & Ors.

... Non-applicants

MISC. APPLICATION NO. 80 OF 2023
(U.O. 21 R. 34 r/w. S.57 of RERA Act)
WITH
Ex. No. 7 OF 2022
IN
APPEAL NO. AT006000000052354

Mr. Dev Navin Nisar

... Applicant

-VS-

Vijay Suraksha Realty LLP & Ors.

... Non-applicants

MISC. APPLICATION NO. 81 OF 2023
(U.O. 21 R. 34 r/w. S.57 of RERA Act)
WITH
Ex. No. 8 OF 2022
IN
APPEAL NO. AT006000000052355

Mr. Dev Navin Nisar

... Applicant

-VS-

Vijay Suraksha Realty LLP & Ors.

... Non-applicants



MISC. APPLICATION NO. 453 OF 2023
(U.O. 21 R. 34 & 35 CRC r/w. S.57 of RERA Act)
WITH
Ex. No. 15 OF 2022
IN
APPEAL NO. AT006000000053207

Premji B. Verat & Anr.

... Applicants

-VS-

Vijay Suraksha Realty LLP & Ors.

... Non-applicants

Mr. Jairam Chandnani, Advocate for Applicants.

Mr. M. B. Sirswal, Advocate for Non-applicant No.1.

None for Non-applicant Nos.2 and 3.

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

DR. K. SHIVAJI, MEMBER (A)

DATE : 31st AUGUST, 2023

(THROUGH VIDEO CONFERENCE)

Mr. Jairam Chandnani, learned counsel for Applicants and Mr. M. B. Sirswal, learned counsel for Non-applicant No.1 joined the conference.

2] None for Non-applicant Nos.2 and 3.

3] Execution Applications have proceeded *ex-parte* against Non-applicant Nos.2 and 3.

4] Advocate Mr. M. B. Sirswal submits that reply has already been filed on behalf of Non-applicant No.1 in all the cases.

5] Advocate Mr. Jairam Chandnani vehemently opposed the



contentions of Non-applicant No.1 by submitting that reply filed by Non-applicant No.1 has not been served and Non-applicant No.1 has not complied with the impugned order of this Tribunal dated 20.12.2021.

6] Advocate Mr. Jairam Chandnani further submits that Applicants have already paid the requisite amount for execution of agreement and still the agreements have not been executed.

7] Learned counsel for Non-applicant No.1 seeks time as last chance to serve the copy of reply within one week.

8] By way of last chance, liberty as prayed for is granted to Non-applicant No.1 to serve copy of reply and written submissions within one week, subject to costs of Rs.5,000/- for each execution application to be paid directly in the account of Applicants.

10] Payment of cost is condition precedent for filing written submissions.

11] Stand over to 11th October, 2023 for written submissions of Non-applicant and final hearing, with understanding that no further request for adjournment will be entertained.


(DR. K. SHIVAJI)


(SHRIRAM. R. JAGTAP, J.)