

**BEFORE MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL MUMBAI**

30] M.A. No. 271/24 (I. R.)

In

AT006000000052580/20

Mr. Kapil Trikha & Anr

... Appellants

V/s.

Bhishma Realty Ltd & 2 Ors

...Respondents

Adv. Jay Chhabria for Appellants.

Adv. Anirban Sen for Respondent no. 1.

Adv. Abir Patel for Respondent no. 2.

Adv. Vinal jain for Respondent no. 3.

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

DR. K. SHIVAJI, MEMBER (A)

DATE : 03rd May, 2024

(THROUGH VIDEO CONFERENCE)

1. Adv. Abir Patel submits that respondent no. 2 has filed affidavit and served the copy of the same to appellant. Adv. Jay Chhabria confirms the same.
2. Adv. Jay Chhabria submits that the amount mentioned in the affidavit are agreeable to the allottees and they are ready to pay the said amount and they are also ready to execute an agreement for sale.
3. Adv. Jay Chhabria further submits that within two months, the allottees will pay Rs. 2,89,90,080/- to promoter and will get execute an agreement for sale.
4. Learned Adv. Jay Chhabria further submits that the allottees are ready to pay the amount mentioned in para 10 and 11 of affidavit i.e. Rs. 65,79,939/- and Rs. 36,27,425/- prior to possession of the

Jagtap

subject flat. In view of these submissions, Miscellaneous Application no. 271 of 2024 filed by allottees stands disposed of.

5. Learned counsel appearing for respective parties submit that the above contentions are without prejudice to rights and contentions of both parties in appeal.
6. Learned counsel further admit that except amounts mentioned in para no. 9, 10 and 11, there are no amounts payable by allottees to promoter.
7. Stand over to 19th June 2024 for final hearing.


(DR. K. SHIVAJI)


(SHRIRAM. R. JAGTAP)