

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL  
MUMBAI**

**(13) M.A. No. 572/22 (Stay)  
IN**

**APPEAL NO. AT006000000063811/22**

Nirav Kirtikumar Salot & Anr.

... Appellants

-VS-

Better Builders & Infrastructure P. Ltd. & Anr.

... Respondents

**(14) M.A. No. 573/22 (Stay)  
IN**

**APPEAL NO. AT006000000063812/22**

Mohnish Saraswat

... Appellant

-VS-

Better Builders & Infrastructure P. Ltd. & Anr.

... Respondents

**(15) M.A. No. 574/22 (Stay)  
IN**

**APPEAL NO. AT006000000063813/22**

Siddhi Tushar Udani & Ors.

... Appellants

-VS-

Better Builders & Infrastructure P. Ltd. & Anr.

... Respondents

**(16) M.A. No. 575/22 (Stay)  
IN**

**APPEAL NO. AT006000000063815/22**

Prashant P. Kamath Anr.

... Appellants

-VS-

Better Builders & Infrastructure P. Ltd. & Anr.

... Respondents



**(17) M.A. No. 576/22 (Stay)**  
**IN**  
**APPEAL NO. AT006000000063816/22**

Subhash S. Suriya & Anr.

... Appellants

-VS-

Better Builders & Infrastructure P. Ltd. & Anr.

... Respondents

*Mr. Satish Dedhia a/w Mr. Shirish Mehta, Appellant-in-person, Advocate for Appellants.*

*Ms. Smita Durve, Advocate for Respondent.*

*None for other Respondents.*

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

**DATE : 24<sup>th</sup> JANUARY, 2024**

**(THROUGH VIDEO CONFERENCE)**

Adv. Satish Dedhia submits that the matters in sr. nos. 13 to 15 have been amicably settled and seeks two weeks' time as a last chance for filing the consent terms with respect to Respondent no. 1.

2. Adv. Satish Dedhia further seeks leave to file appropriate application for deleting Respondent no. 2 in all the matters of sr. nos. 13 to 15.

3. Stand over to 19<sup>th</sup> Mar. 2024 for consent terms.

**IN APPEAL NO. AT006000000063815/22 (Sr. No. 16)**

4. Learned counsel for parties jointly submit that the matter has been amicably settled.

5. Adv. Satish Dedhia seeks leave to file appropriate application for withdrawal of appeal.

6. Stand over to 30<sup>th</sup> Jan. 2024 for withdrawal of appeal.

**IN APPEAL NO. AT006000000063816/22 (Sr. No. 17)**

7. Adv. Satish Dedhia submits that reply has been received yesterday and seeks leave to file rejoinder within a week.



8. Liberty as prayed for is granted to file and circulate the rejoinder only to the extent, if there are any new facts/fresh contentions raised in reply.
9. Adv. Smita Durve prays for vacation of ad interim order granted on 11<sup>th</sup> Apr. 2023 to not to take coercive steps for recovery of amount against Appellant.
10. Heard learned counsel for parties.
11. Perused.
12. In the peculiar facts and circumstances of the case and in the interest of justice more particularly in view of objectives of the Act 2016, we are of the considered view that the status quo needs to be maintained. Accordingly, Respondent No. 2 is directed to maintain status quo and not to take any coercive steps for recovery of amount against Appellant till the pendency of this current appeal in sr. no. 17.
13. Stand over to 19<sup>th</sup> Mar. 2024 for completion of pleadings.
14. Liberty to parties to make a mention as and when the occasion arises.

  
(DR. K. SHIVAJI)

  
(SHRIRAM. R. JAGTAP)

MS/-