

**BEFORE THE MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL, MUMBAI**

**Misc. Appln. No. 72/24 (Transposition)
Appeal No. AT006000000063827/22**

Mr. Umesh R. Pursnani ... Appellant

V/s.

M/s. SSD Escatics Pvt. Ltd. & Anr. ... Respondents

*Adv. Mr. Amardev Uniyal for Appellant
None for Respondents*

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

DATE : 30th January, 2024

(THROUGH VIDEO CONFERENCE)

Misc. Application No. 72/24 is filed by Respondent No. 2 for transposition as Appellant No. 2 on the grounds enumerated in the Application. According to Applicant, at the time of filing of Appeal she was in abroad due to health issue. She was not available for filing Appeal, as a result thereof her husband (present Appellant) has filed Appeal. She is one of the Allottees. The interest of Applicant/Respondent No. 2 is not contrary to the interest of Appellant. She was one of the complainants and therefore transposition of Applicant as Appellant No. 2 is essential.

Considering the grounds put forth by the Applicant, we are of the view that there is no impediment in allowing the Application.

Applicant is one of the Allottees and complainants. She was not available at the time of filing of Appeal because she was



out of India due to health issue. Therefore, Application is allowed. Transposition of Respondent No. 2 as Appellant No. 2 is allowed.

Appellant is directed to carry out amendment in the cause title of the Appeal by transposing Respondent No. 2 as Appellant No. 2 and serve the copy of the amended Appeal Memo to the other side.

Stand over to 19th April, 2024 for final hearing.


(DR. K SHIVAJI)


(SHRIRAM R. JAGTAP)

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