

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

**12] MISC. APPLICATION NO. 539 OF 2020
(Compl.of Order)
MISC. APPLICATION NO. 190 OF 2023
(Bringing LRs on record)
IN
APPEAL NO.AT006000000000235 of 2018**

Mr. Kiran Verekar

.. Appellant

-VS-

M/s Samruddhi Developers

.. Respondent

**13] MISC. APPLICATION NO. 540 OF 2020
(compl.of order)
IN
APPEAL NO.AT006000000000239 of 2018**

Mrs. Mamta S. Sawant & Anr.

.. Appellants

-VS-

M/s Samruddhi Developers

.. Respondent

WITH

**14] MISC. APPLICATION NO. 541 OF 2020
(compl.of order)
IN
APPEAL NO.AT006000000000241**

Mr. Sudhakar Salunkhe

.. Appellant

-VS-

M/s Samruddhi Developers

.. Respondent

S. J. J. J.

WITH

15] MISC. APPLICATION NO. 542 OF 2020
(compl.of order)
IN
APPEAL NO.AT006000000000242

Mr. Suhas Tawde

.. Appellant

-vs-

M/s Samruddhi Developers

.. Respondent

WITH
16] MISC. APPLICATION NO. 543 OF 2020
(compl.of order)
IN
APPEAL NO.AT006000000000243

Mr. Rajuram Banshiwal

.. Appellant

-vs-

M/s Samruddhi Developers

.. Respondent

Adv. Mr. Sachin Kadam for Applicants/ Appellants (Sr. Nos. 12 to 16)
Adv. None for Non-applicant/ Respondent.

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

DATE : 1st August,, 2023.

(THROUGH VIDEO CONFERENCING)

MISC. APPLICATION NO. 190/23 IN MISC. APPLICATION NO.
539/20 (Sr. No. 12)

None for Non-applicant/ Respondent.

2] Record shows that the Respondent has failed to file reply to Misc. Application No. 190/23. It is seen that inspite of ample opportunities, the Respondent has failed to file reply to this Misc. Application.

S. Jagtap

- 3] Therefore, Misc. Application No. 190/23 stands proceeded without reply of Respondent.
- 4] We have heard Advocate Mr. Sachin Kadam for Applicant.
- 5] A perusal of Misc. Application No. 190/23 would show that the legal Representatives of Appellant/ Complainant have moved this Application for bringing them on record.
- 6] Application is supported by the Death Certificate issued by Panvel Municipal Corporation. The Application is supported by affidavit of one of the legal Representatives of the deceased Complainant.
- 7] Therefore, we are of the view that there is no impediment in allowing the Misc. Application No. 190/23.
- 8] Accordingly, Misc. Application No. 190/23 is allowed.
- 9] The Applicant is directed to bring the legal Representatives on record and serve the copy of amended copy of Application to other side.

In Misc Applications (Sr. Nos. 12 to 16)

- 1] Advocate Mr. Sachin Kadam submits that the Developer is irregular in making further payments to Allottees.
- 2] The Developer is directed to make the further payments to Allottees as per the Order of this Tribunal.
- 3] Stand over to 12th September, 2023 for compliance and further consideration.


(DR. K. SHIVAJI)

MBT


(SHRIRAM R. JAGTAP)