

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL
MUMBAI**

APPEAL NO. AT006000000031784

Dr. Valmik Bhimrao Nikam

... Appellant

-VS-

M. M. Developers & Ors.

... Respondents

Mr. Ranjit Shinde, Advocate for Appellant.

Mr. Dharmesh Karia, Advocate for Respondent No.2.

**CORAM : SHRI S. S. SHINDE J., CHAIRPERSON &
DR. K. SHIVAJI, MEMBER (A)**

DATE : 17th AUGUST, 2023

(THROUGH VIDEO CONFERENCE)

Learned Counsel appearing for the Appellant submits that written submissions are already filed.

Respondent No. 2 appearing in person submits that, first time he is appearing in this Appeal and reasonable time may be given to him for filing reply.

It appears that inspite of service on Respondent No. 2 he did not cause the appearance and therefore order came to be passed that an Appeal to proceed ex-parte against second Respondent. Therefore, Second Respondent will have to file an application for setting aside the order passed by this Tribunal and thereafter only, depending upon outcome of the said application further steps will have to be taken to file reply in case such application is allowed.

Since the Appeal is pending for considerable period by way of indulgence and last opportunity we grant three weeks' time for filing the application. We make it clear that no prayer for further extension of time for filing such application would be entertained.



A copy of an application to be served to the Appellant and respective co-respondents in advance. In case Appellant wish to file reply to such application. Further two weeks' time for filing such reply is granted. List after six weeks.

Stand over to 12th October, 2023 for final hearing.



(DR. K. SHIVAJI)

SPK/4



(S. S. SHINDE, J.)