# BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL MUMBAI

#### MISC. APPLICATION NO. 481 OF 2023

(Restoration of Appeal)

# IN

### APPEAL NO. AT006000000063854

Mukesh V. Patil & Anr.

... Applicants

-VS-

M/s. Nirmal Lifestyle Ltd. & 2 Ors.

... Non-applicants

#### MISC. APPLICATION NO. 335 OF 2023

(Restoration of Appeal)

#### IN

## APPEAL NO. AT006000000063855

Vivek Mittal & Anr.

... Applicants

-VS-

M/s. Nirmal Lifestyle Ltd. & 2 Ors.

... Non-applicants

Mr. Nitin Kaskar, Advocate for Applicants. None for Non-applicants.

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

**DATE** : 17<sup>th</sup> AUGUST, 2023

(THROUGH VIDEO CONFERENCE)

Learned Counsel appearing for Applicants submits that, objections were removed by Applicants well before notifying the matter for objection by Registry. On verification of record of the Registry it is seen that objections were already removed. However, by mistake objections were notified, in the light of above and since the objections were already removed by the Appellant before matter was listed before



the Registrar, the application deserves to be allowed. Accordingly, Applications are restored to its original file.

Applications stand disposed of.

List the Appeals for admission. Learned Counsel for the Applicants to inform next date to the other side.

At the request of Counsel for the Applicants stand over to  $8^{\rm th}$  September, 2023 for filing affidavit of service and for appearance of Respondents.

(DR. K. SHIVAJI)

(S. S. SHINDE, J.)

SPK/35 & 36