

**BEFORE MAHARASHTRA REAL ESTATE  
APPELLATE TRIBUNAL MUMBAI**

**M. A. No. 325/23 (Interim Relief)**

**In**

**APPEAL NO. G-02/2023**

M/s. Navneet Developers

... Appellant

V/s.

Bennet & Bernard Custom Homes  
Pvt. Ltd. & Ors.

... Respondents

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*Adv. Mr. Girish Tribhuvan for Appellant*

*Adv. Mr. Dajvip Patkar for Respondent No.1*

*None for Respondent Nos. 2 to 4*

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**CORAM : SHRI SHRIRAM. R. JAGTAP, MEMBER (J), &**

**DR. K. SHIVAJI, MEMBER (A)**

**DATE : 28<sup>th</sup> February, 2024**

**(THROUGH VIDEO CONFERENCE)**

Advocate Mr. Dajvip Patkar submits that he has received copy of affidavit of rejoinder and requests to adjourn the matter for filing sur-rejoinder as new facts are coming. Liberty as sought is granted.


2] Advocate Mr. Girish Tribhuvan submits that the Appellant has moved Application for implementing the subsequent purchaser in the array of Respondents as he is necessary party to the Appeal. Issue Notice to the proposed Respondent.

3] Applicant i.e. Appellant is directed to intimate the next date of hearing to proposed Respondent in writing and file affidavit of service.




4] Record reveals that despite service of Notice the Respondent Nos.2 to 4 have not appeared. Therefore, Appeal is to proceed ex-parte against the Respondent Nos.2 to 4.

5] Stand over to 18<sup>th</sup> June, 2024 for filing sur-rejoinder by Respondent No.1 and appearance of proposed Respondent.

  
**(DR. K. SHIVAJI)**

MBT/21

  
**(SHRIRAM. R. JAGTAP)**