

**BEFORE MAHARASHTRA REAL ESTATE  
APPELLATE TRIBUNAL MUMBAI**

**11] M.A. No. 859/22 (Stay)**

**WITH**

**M.A. No. 183/23 (Exem. U/s. 43(5))**

**IN**

**APPEAL NO. AT006000000133991/22**

MIG (Bandra) Realtors & Builders Pvt. Ltd.

... Appellant

V/s.

Mr. Murkala Radha Krishna Rao & 2 Ors.

... Respondents

**WITH**

**12] M.A. No. 860/22 (Stay)**

**WITH**

**M.A. No. 861/22 (Waiver)**

**WITH**

**M.A. No. 367/23**

**(for withdrawal of M.A. No. 861/22 & Waiver of Amt.)**

**IN**

**APPEAL NO. AT006000000133992/22**

Radius Estates & Developers Pvt. Ltd.

... Appellant

V/s.

Murkala Krishnarao & 2 Ors.

... Respondents

**WITH**

**13] M.A. No. 862/22 (Stay)**

**WITH**

**M.A. No. 863/22 (Waiver)**

**WITH**

**M.A. No. 371/23**

**(for withdrawal of M.A. No. 863/22 & Waiver of Amt.)**

**IN**

**APPEAL NO. AT006000000133993/22**

Radius Estates & Developers Pvt. Ltd.

... Appellant

V/s.

Bina Khayaliram Joshi & 2 Ors.

... Respondents

**WITH**  
**14] M.A. No. 864/22 (Stay)**  
**WITH**  
**M.A. No. 502/23 (Stay of Order dtd. 06/06/2023)**  
**WITH**  
**M.A. No. 503/23 (Prod. of Doc.)**  
**IN**  
**APPEAL NO. AT006000000133994/22**

Radius Estates & Developers Pvt. Ltd. ... Appellant

V/s.

Nirav Vikram maniar & Anr. ... Respondents

**WITH**  
**15] M.A. No. 866/22 (Stay)**  
**WITH**  
**M.A. No. 867/22 (Waiver)**  
**WITH**  
**M.A. No. 368/23**  
**(for withdrawal of M.A. No. 867/22 & Waiver of Amt.)**  
**IN**  
**APPEAL NO. AT006000000133995/22**

Radius Estates & Developers Pvt. Ltd. ... Appellant

V/s.

Rajaram P. Wagh & 2 Ors. ... Respondents

**WITH**  
**16] M.A. No. 868/22 (Stay)**  
**WITH**  
**M.A. No. 869/22 (Waiver)**  
**WITH**  
**M.A. No. 369/23**  
**(for withdrawal of M.A. No. 869/22 & Waiver of Amt.)**  
**IN**  
**APPEAL NO. AT006000000133996/22**

Radius Estates & Developers Pvt. Ltd. ... Appellant

V/s.

Mr. Ramanjeet Singh Arora & 2 Ors. ... Respondents

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**WITH**  
**17] M.A. No. 870/22 (Stay)**  
**WITH**  
**M.A. No. 871/22 (Waiver)**  
**WITH**  
**M.A. No. 370/23**  
**(for withdrawal of M.A. No. 871/22 & Waiver of Amt.)**  
**IN**  
**APPEAL NO. AT006000000133997/22**

Radius Estates & Developers Pvt. Ltd. ... Appellant

V/s.

Mrs. Suman Manglunia & 2 Ors. ... Respondents

**WITH**  
**18] M.A. No. 872/22 (Stay)**  
**WITH**  
**M.A. No. 184/23 (Exem. U/s. 43(5))**  
**IN**  
**APPEAL NO. AT006000000133998/22**

MIG (Bandra) Realtors & Builders Pvt. Ltd. ... Appellant

V/s.

Mr. Akshay S. Pasarkar & 2 Ors. ... Respondents

**WITH**  
**19] M.A. No. 873/22 (Stay)**  
**WITH**  
**M.A. No. 185/23 (Exem. U/s. 43(5))**  
**IN**  
**APPEAL NO. AT006000000134000/22**

MIG (Bandra) Realtors & Builders Pvt. Ltd. ... Appellant

V/s.

Mr. Chirag Oza & Anr. ... Respondents

*Syeda*

**WITH**  
**20] M.A. No. 874/22 (Stay)**  
**WITH**  
**M.A. No. 186/23 (Exem. U/s. 43(5))**

**IN**  
**APPEAL NO. AT006000000134001/22**  
MIG (Bandra) Realtors & Builders Pvt. Ltd. ... Appellant

V/s.

Mr. Rajaram P. Wagh & 2 Ors. ... Respondents

**WITH**  
**21] M.A. No. 875/22 (Stay)**  
**WITH**  
**M.A. No. 187/23 (Exem. U/s. 43(5))**  
**IN**  
**APPEAL NO. AT006000000134002/22**  
MIG (Bandra) Realtors & Builders Pvt. Ltd. ... Appellant

V/s.

Mrs. Suman Manglunia & 2 Ors. ... Respondents

**WITH**  
**22] M.A. No. 876/22 (Stay)**  
**WITH**  
**M.A. No. 500/23 (Stay of Order dtd. 06/06/2023)**  
**WITH**  
**M.A. No. 501/23 (Prod of Doc.)**  
**IN**  
**APPEAL NO. AT006000000134003/22**  
MIG (Bandra) Realtors & Builders Pvt. Ltd. ... Appellant

V/s.

Mr. Nirav Vikram Maniar & Anr. ... Respondents

**WITH**  
**23] M.A. No. 877/22 (Stay)**  
**WITH**  
**M.A. No. 188/23 (Exem. U/s. 43(5))**  
**IN**  
**APPEAL NO. AT006000000134004/22**  
MIG (Bandra) Realtors & Builders Pvt. Ltd. ... Appellant

V/s.

Ramanjeet Singh Arora & Navneet Arora ... Respondent

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**WITH**  
**24] M.A. No. 878/22 (Stay)**  
**WITH**  
**M.A. No. 189/23 (Exem. U/s. 43(5))**  
**IN**  
**APPEAL NO. AT006000000134005/22**

MIG (Bandra) Realtors & Builders Pvt. Ltd. ... Appellant

V/s.

Mrs. Bina Khayaliram Joshi & 2 Ors. ... Respondents

**WITH**  
**25] M.A. No. 1067/22 (Delay)**  
**IN**  
**APPEAL NO. AT006000000134129/22**

Murkala Krishnarao & Anr. ... Appellants

V/s.

Radius Estates & Developers Pvt. Ltd. & Anr. ... Respondents

**WITH**  
**26] M.A. No. 1066/22 (Delay)**  
**IN**  
**APPEAL NO. AT006000000134130/22**

Mr. Ramanjeet Singh Arora & Anr. ... Appellants

V/s.

Radius Estates & Developers Pvt. Ltd. & Anr. ... Respondents

**WITH**  
**27] M.A. No. 1050/22 (Delay)**  
**IN**  
**APPEAL NO. AT006000000134135/22**

Mr. Akshay S. pasarkar & Anr. ... Appellants

V/s.

MIG (Bandra) Realtors & Builders Pvt. Ltd. & Anr. ... Respondents

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*Adv. Abir Patel for Promoter/Radius Estates & Developers Pvt. Ltd.*  
*Adv. Sushant Chavan for Appellants/MIG (Bandra) Realtors & Builders Pvt. Ltd.*

*Adv. Rakesh Misar for Respondent no. 1 & 2 in Sr. Nos. 11, 12, 16, 18 & 23 and for Appellant in Sr. Nos. 7, 25, 27.*

*Adv. Parth Turakhia for Respondent no. 1 in Sr. Nos. 14 & 22.*

*Adv. Pankaj Pandey for Respondent nos. 1 & 2 in Sr. Nos. 13 & 24.*

*Adv. Satish Dedhia for Respondent no. 1 & 2 in Sr. nos. 17 & 21.*

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

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

**DATE : 09<sup>th</sup> November, 2023**

**(THROUGH VIDEO CONFERENCE)**

Adv. Abir Patel seeks time to file rejoinder in Appeal at Sr. Nos. 12 to 17. He further submits that he is ready to argue the delay condonation application filed by allottees in their appeals.

2] Adv. Sushant Chavan submits that so far as appeal at Sr. Nos. 11 & 18 to 24 are concerned he will take instructions from client whether to file rejoinder or not and request for adjournment.

3] Adv. Parth Turakhia in appeal at Sr. Nos. 14 and 22 submits that he wants to place on record the copy of order passed by Hon'ble Supreme Court.

4] Adv. Satish Dhedia for Respondent nos. 1 & 2 submits that the Respondent nos. 1 & 2 have filed written submissions with regard to M.A. No. 871/22 in appeal no. 133997 and he is adopting the same in appeal no. 134002 and request to decide the waiver application as early as possible.

5] Adv. Abir Patel seeks time to file rejoinder. Granted as last chance.

6] Liberty to file rejoinder as sought by Adv. Sushant Chavan is granted.

7] Stand over to 1<sup>st</sup> February 2024 at 3 PM for filing rejoinder

*S. Jagtap*

and for production of judgment of Hon'ble Supreme Court.

8] Matters at Sr. Nos. 25 and 27 are kept back.

**Later on, 1. 15 PM**

9] None for parties when called.

10] Stand over to 1<sup>st</sup> February 2024 for hearing on delay condonation application.

  
(DR. K. SHIVAJI)

ARP

  
(SHRIRAM. R. JAGTAP)