

Nalawade

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL
MUMBAI**

**MISC. APPLICATION NO. 345 OF 2023 (Delay)
IN
APPEAL NO. AT006000000144241**

Mr. Hyder Esmailjee Lakdawala & Anr.

... Applicants

-VS-

Sankalp Developers & Prokects Consultants & 5 Ors.

... Non-applicants

Mr. Abir Patel, Advocate for Applicants.

Mr. Gaurav Sharma, Advocate for Non-applicant Nos.1 to 3.

None for Respondent Nos.4 to 6.

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

DATE : 18th DECEMBER, 2023

(THROUGH VIDEO CONFERENCE)

Learned counsel for parties joined the conference.


2] Learned counsel appearing for Applicants submit that Non-applicant Nos.4 to 6 have been duly served, affidavit of service along with tangible supporting documents has also been filed, even the hearing date in the appeal proceeding has also been intimated in writing.

3] Perused daily order dated 12.10.2023, wherein one more chance was given to Non-applicant Nos. 4 to 6 for appearance.

4] Absent.



- 5] Accordingly, the matter will proceed *ex-parte* against Non-applicants Nos. 4 to 6.
- 6] Learned counsel for Applicant submits that reply on delay condonation application is received only recently and therefore seeks further time to file rejoinder.
- 7] Applicant to file and serve copy of rejoinder at least ten days in advance.
- 8] Stand over to 16th February, 2024 for rejoinder and hearing on Misc. Application No. 345/2023.


(DR. K. SHIVAJI)


(SHRIRAM. R. JAGTAP, J.)