

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL  
MUMBAI**

**M.A. No. 377/23 (Stay)  
IN  
APPEAL NO. AT006000000154529/23**

Blooming Mining Pvt. Ltd.

... Appellant

-VS-

M/s Real Gem Buildtech Pvt. Ltd. & 2 Ors.

... Respondents

*Mr. Gurudeep Singh Sachar, Advocate for Appellant.*

*Mr. Abir Patel, Advocate for Respondent no. 1.*

*Ms. Vinal Jain, Advocate for Respondent no. 2.*

*Mr. Vikram Jakhadi, Advocate for Respondent no. 3.*

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

**DATE : 14<sup>th</sup> SEPTEMBER, 2023**

**(THROUGH VIDEO CONFERENCE)**

Learned counsel for parties joined the conference.

2] Appeal is listed for pronouncement of judgment today.

3] By separate judgment, following order is pronounced;

**ORDER**

- a. Appeal No. AT006000000154529 of 2023 is partly allowed.
- b. Impugned order dated 25th April, 2023 passed by the learned Chairperson, MahaRERA in Complaint No. CC006000000192337 is set aside.
- c. The complaint is remanded back to the Authority to be decided afresh after hearing all the parties in the captioned appeal.



- d. Parties to the appeal shall remain present before MahaRERA in the complaint proceeding on 19.10.2023 failure of which the learned Authority is at liberty to proceed with the complaint according to law.
- e. All rights and contentions of the parties are kept open.
- f. Parties shall bear their own costs.
- g. A Copy of this judgment be sent to the learned Authority and parties as per Section 44(4) of RERA, 2016.



**(DR. K. SHIVAJI)**



**(SHRIRAM. R. JAGTAP)**

MS/-