

**BEFORE THE MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL, MUMBAI**

**M.A. No. 780/22 (Delay)
Alongwith
M.A. No. 559/2020 (Delay)
In
APPEAL NO.AT006000000052774 OF 2020
Alongwith
M.A. No. 10/2022 (Ex-parte Hearing)**

Mr. Manish Chheda

.. Applicant

-VS-

M/s. Ananya Realtors

.. Non-applicant

*Adv. Ms. Gargi Maideo for Applicant
None for Non-applicant*

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

DATE : 10th October, 2023

(THROUGH VIDEO CONFERENCING)

Misc. Application No. 780/2022

None for Non-applicant.

2] We have heard Ms. Gargi Maideo for Applicant.

3] By this Misc. Application the Applicant has prayed to condone delay of 207 days in preferring the instant Appeal on the grounds enumerated in the Application mainly on the ground that due to surge of Covid-19 pandemic and lockdown imposed by the Government the Applicant could not file the Appeal within the time limit prescribed.

Sgatar

4] It is worthy to note that after taking into consideration the surge of Covid-19 pandemic the Hon'ble Apex Court in its Suo Moto Writ Petition No. 3 of 2020 exempted litigants to file Suit, Appeal, Misc. Application, etc in the Court/ Tribunal within limitation and extended the period of limitation from time to time till 30.05.2022.

5] The present Application is covered by the Order of the Hon'ble Apex Court. Therefore, we are of the view that there is no impediment in allowing this Application.

6] Accordingly Misc. Application No. 780/2022 is allowed and delay of 207 days is condoned.

7] Since Misc. Application No. 780/2022 is allowed earlier Misc. Application No. 559/2020 becomes infructuous. Therefore, it also stands disposed of.


In Appeal

Appellant is directed to serve the copy of Appeal and Annexures thereto to the other side and file affidavit of service.

2] Stand over to 15th December, 2023 for affidavit of service.


(DR. K. SHIVAJI)

MBT/23


(SHRIRAM R. JAGTAP)