

**BEFORE MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL MUMBAI**

M.A. 825/22 (I.R.)

WITH

M. A. No. 262/22

(Setting aside Exparte Order of R3)

WITH

M. A. No. 541/2023 (Amendment)

IN

APPEAL NO. AT00600000053295/21

HDFC Ltd.

... Appellant

V/s.

Samir T. Hosangady & Anr.

...Respondents

Adv. Ms. Nisha Mehra for Appellant.

Adv. Mr. Rakesh Misar for Respondent Nos. 1 and 2

Adv. Ms. Protyusha a/w Adv. Mr. Abir Patel for Respondent No. 3

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

DR. K. SHIVAJI, MEMBER (A)

DATE : 30th November, 2023

(THROUGH VIDEO CONFERENCE)

Advocate Ms. Protyusha submits that the Respondent No.3 has filed rejoinder and served the copy of the same to other side.

2] Record reveals that the Appellant has filed Misc. Application No. 541/2023 for amendment in Appeal memo.

3] Learned counsel for Respondents submit that they have no objection to allow Misc. Application No.541/2023 as amendment is in formal nature.

4] Considering the submissions of learned counsel appearing for Respondents we are of the view that there is no impediment in allowing Misc. Application No. 541/2023.

S. Jagtap

5] Accordingly, Misc. Application No. 541/2023 is allowed. Appellant is directed to amend the Appeal memo accordingly and serve the copy of the amended Appeal memo to the other side.

6] Stand over to 2nd February, 2024 for hearing on Misc. Application No. 262/2022

Later on at 1.15 pm

7] Advocate Ms. Nisha Mehra for Appellant, Advocate Mr. Rakesh Misar for Respondent Nos. 1 and 2 and Advocate Mr. Abir Patel for Respondent No.3 have joined the conference.

8] Advocate Mr. Abir Patel for Respondent No.3 requests to list the matter on earlier date.

9] Appellant and Respondent Nos.1 and 2 have no objection for changing in the date.

10] Accordingly, date is changed and matter is adjourned to 18th January, 2024 for hearing on Misc. Application No. 262/2022.


(DR. K. SHIVAJI)

MBT/18


(SHRIRAM. R. JAGTAP)