

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

28] APPEAL NO. AT006000000053673 OF 2022

Mrs. Vimla M. Jain

... Appellant

-VS-

M/s. K Ras Group & Ors.

... Respondents

Adv. Vishwanath Patil for Appellant.

Adv. Devendra Rajapurkar for Respondent Nos.1 and 2.

None for Respondent in Respondent Nos. 3 and 4.

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

DR. K. SHIVAJI, MEMBER (A)

DATE : 08th DECEMBER, 2023

(THROUGH VIDEO CONFERENCE)

Adv. Vishwanath Patil submits that appellant has sent notices to Respondent Nos. 5 to 8 by registered post and filed affidavit of service. A perusal of affidavit of service would show that there is no proper service of notices on there Respondents. The postal endorsement appearing of packets clearly indicate that the addressee have left the address. Under the circumstances it cannot be said that Respondent Nos. 5 to 8 are served with notices.

2. The appellant is directed to take necessary steps to secure presence of Respondent Nos. 5 to 8.

3. Stand over to 18th January 2024 for filing affidavit of service with respect to Respondent Nos. 5 to 8.

(DR. K. SHIVAJI)

(SHRIRAM R. JAGTAP)

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