

MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL UNDER RERA Act

(6)
No.AT006000000000125

1. Mr. Suresh Vashdev Tahilramani
2. Mrs. Leena Suresh Tahilramani
Sanjay Chaturvedi Associates,
Anmol Building Gr. 1st Lane, 7th Road,
Santacruz (East), Mumbai 400 055.

.. Appellant/s

V/s.

M/s. Ekta Everglades Homes Pvt. Ltd.
401, Hallmark Business Plaza,
Off. Western Express Highway, Kalanagar,
Bandra (East), Mumbai 400 051.

.. Respondent/s

Adv Sanjay Chaturvedi for the Appellant.

Shri Patel for the Respondent.

CORAM :Hon'ble Shri K. U. CHANDIWAL, J.
Heard on : 3rd April, 2018
Dictated/Pronounced on: 3rd April, 2018
Transcribed on : 3rd April, 2018

-:ORAL JUDGMENT:-

1. Heard finally.
2. The Appellant / Allottee feels aggrieved by order dtd. 23rd February 2018 passed by the Chairperson, MahaRERA whereby the Promoter / Respondent is directed to hand over possession of the flat purchased by Appellant with all amenities with Occupation Certificate by the period ending December, 2018, failing which the Promoter shall be liable to pay interest from 1st January, 2019 till the actual date paid by the Allottee / Appellant.
3. Having gone through the Orders under challenge dtd. 23rd Feb. 2018, I find that there is no error in it requiring any interference as desired by the Allottee, the Appellant.




4. Now by way of indulgence, without prejudice to rights of the parties, as agreed by the Promoter, the Promoter assures to pay a lumpsum amount of Rs.90,000/- to the allottee / appellant.

ORDER

1. In the light of this statement and as the Promoter has agreed to adhere to possession schedule of December, 2018 nothing survives in the Appeal.
2. Appeal accordingly disposed off.
3. Needless to indicate the indulgence of payment of Rs.90,000/- is not to be treated as a precedence.

Dictated and pronounced in open Court today.

Place: Mumbai
Dated: 3rd April, 2018


(K. U. CHANDIWAL, J.)
President,
Maharashtra Revenue Tribunal,
Mumbai
& I/c. Maharashtra Real Estate
Appellate Tribunal, (MahaRERA),
Mumbai