

MAHARASHTRA REAL ESTATE
APPELLATE TRIBUNAL UNDER RERA Act

(17)

No.AT006000000000156

Mr. Merin D'Silva & Anr. .. Appellant/s
V/s.
M/s. Nirmal Lifestyle Ltd. .. Respondent/s

Adv. Ashwin Bhadang for the Appellant

Adv. Tushar Kadam, i/b MDP & Partners for the Respondent.

Adv. Rohit Chavan, representative of the Respondent.

CORAM :Hon'ble Shri K. U. CHANDIWAL, J.
Heard on : 4th April, 2018
Dictated/Pronounced on: 4th April, 2018
Transcribed on : 4th April, 2018

-:ORAL JUDGMENT:-

Elaborate submissions are advanced by both the sides. Yesterday, I had suggested both the sides to resolve the controversy. Both the Ld. Advocates took respective instructions and again they had deliberation. Ultimately it is agreed between the parties as under:

- a) The Promoter M/s. Nirmal Lifestyle Ltd shall pay entire amount received from the allottee Mr. Merin Dsilva and Anr. with interest @10% from 1st June, 2016 till payment in entirety.
- b) It is also agreed in tune with Undertaking that the entire payment shall be released by the Promoter M/s. Nirmal Lifestyle Ltd. in favour of allottee upto 30th Jun 2018. The Undertaking is accepted.




- c) Needless to indicate this Order is by consent. It will not set a Precedent for other claims.
- d) The allottee shall not claim costs pursuant to the order dtd. 5th January, 2018 and also of the Appeal.

:-ORDER:-

- 1) In the light of settlement between the parties, the Appeal is disposed off.

Dictated and pronounced in open Court today.

Place: Mumbai
Dated: 4th April, 2018


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