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**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL
MUMBAI****APPEAL NO.AT006000000052580
WITH
MISC. APPLICATION NO. 780 OF 2021
(Recalling of order)**

Mr. Kapil Trikha & Anr.

.. Appellants

-VS-

Bhishma Realty Ltd. & Ors.

... Respondents

Mr. Jai Chhabria, Advocate a/w Ms. Aradhana Bhansali, Ms. Aarti Jumani,
Mr. Akshay Jadhav, Advocates i/b Rajani Associates for Appellants.
Mr. Jash Shah, Advocate i/b Hariani & Co., for Respondent No.1.
Mr. Abir Patel, Advocate i/b Wadia Ghandy & Co. for Respondent No.2.
Ms. Gayatri Tikale, representative of Respondent No.3 in person.

**CORAM : INDIRA JAIN J., CHAIRPERSON &
DR. K. SHIVAJI, MEMBER (A)****DATE : 14th October, 2021**

(THROUGH VIDEO CONFERENCE)

Heard learned counsel for respondent No.1, appellants,
respondent No.2 and representative of respondent No.3.


2] Perused reasons assigned in the application for setting aside
exparte order dated 20th August 2021. Application is supported by
affidavit. No counter affidavit is filed to controvert the same. Appeal has
been filed during Covid-19 period. Hence exparate order dated 20th August
2021 passed against respondent No.1 stands set aside subject to cost of

Rs.2000/- to be deposited in the office of the Tribunal within a period of one week from today, failing which Misc. Application shall be treated as dismissed.

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Respondents seek time to file reply. Learned counsel for appellants seriously objects the same stating that appeal was filed in August 2020 and despite one year, respondents have not filed reply.

To avoid denial of an opportunity time granted as last chance. Stand over to 26th October 2021 for reply and completion of pleadings.


(DR. K. SHIVAJI)


(INDIRA JAIN, J.)