

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

Misc. Application No. 515/20 (Restoration)

In

Appeal No. AT006000000010995

M/s. Akshar Space Pvt. Ltd.

... Applicant

Versus

Samson Pandi

... Non-applicant

Adv. Ritika Agarwal i/b Acelegal for Applicant.

None for Non-applicant.


**CORAM : SUMANT KOLHE, MEMBER (J)
S. S. SANDHU, MEMBER (A)**

DATE : 20th January, 2021

(THROUGH VIDEO CONFERENCING)

**ORDER BELOW MISC. APPLICATION NO.515/20 IN
APPEAL NO. AT006000000010995**

[PER: SUMANT KOLHE, MEMBER (J)]

 Applicant is Promoter. Non-applicant is Allottee. Promoter had filed Appeal No. AT006000000010995 against Allottee in which Promoter also preferred Misc. Application 165/19 for condonation of delay. On 25th July, 2019, Appellate Tribunal dismissed for default the Application for condonation of delay and consequently disposed of the Appeal.

2. Promoter has filed this petition for restoration of Appeal. Heard learned counsel for Promoter. She submits that there is no delay in filing the Appeal but application for

condonation of delay is filed as per the direction of the office of the Tribunal. According to her, delay if any in filing the Appeal was not intentional. She further submits to condoning the delay if any. Allottee Mr. Samson Pandi failed to contest the application for delay. In such circumstances, we restore the Appeal by condoning the delay if any.

3. We pass the following order.

ORDER

- i) Misc. Application No. 515/19 is allowed and delay if any in filing the Appeal No. AT006000000010995 is condoned.
- ii) Appeal No. AT006000000010995 is restored to original file.


(S. S. SANDHU)


(SUMANT KOLHE)

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