

**MAHARASHTRA REAL ESTATE APPELLATE  
TRIBUNAL UNDER RERA ACT**

(9)

**No.AT006000000010412**

**Niraj Mansukhlal Ved**  
V/s.

.. Appellant/s

**Mr. Santosh Pandurang  
Sable & Others.**

..Respondent/s

CORAM :Hon'ble Shri K. U. CHANDIWAL, J.  
President, Maharashtra Revenue Tribunal,  
Mumbai

& I/c. Maharashtra Real Estate Appellate Tribunal  
under Maharashtra RERA Act  
DATED:-12<sup>th</sup> December, 2018

**:- ORDER :-**

Called out at 4. P.M.

Neena Ahmedabadwala for the Appellant /  
Promoter.

Shri Shashikant Kadam for allottee.

The parties did not resolve the controversy. Unfortunately, the Promoter / Appellant did not honour the order dtd. 9<sup>th</sup> August, 2018 whereby the Promoter was directed to deposit 50% of the amount in terms of Section 43(5) – Proviso of RERA with MahaRERA upto 17<sup>th</sup> September, 2018. It was specifically indicated, failure to deposit, the appeal shall be dismissed without further reference.

After the order dtd. 9<sup>th</sup> August, 2018, nearly three months have passed but the order has not



been complied. The Ld. Counsel has requested time for 8 days, which is not permissible.

For failure to comply with order dt. 9<sup>th</sup> August, 2018, the appeal is dismissed.

No cost.



Place: Mumbai (K. U. CHANDIWAL, J.)

Dated: 12<sup>th</sup> December, 2018 President,  
Maharashtra Revenue Tribunal,  
Mumbai  
& I/c. Maharashtra Real Estate  
Appellate Tribunal, (MahaRERA),  
Mumbai