

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

(6)

**No.AT006000000010737**

**1. Raji Mathews**

**2. Annie Mathews**

**V/s.**

**.. Appellant/s**

**Runwal Homes Pvt. Ltd.**

**..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:-31st October, 2018

**:- ORDER :-**

Called out at 3.26 PM.

Adv. Nilesh Gala for original Complainant /  
Allotee.

Representative of Promoter Runwal Homes Pvt.  
Ltd. He says his Advocate is expected. Since the  
parties are present, the appeal shall be taken up  
for final hearing date.

Now Mr. Abir Patel for the Promoter Runwal  
Homes present. He has tendered Vakalatnama.

Heard.

Mr. Abir Patel on instructions says, the order dtd.  
September 14, 2018 of the Ld. Chairperson,



MahaRERA was recorded in the absence of Complainant / Appellant.

This is so recorded in para 2 of the order.

Grievance of complainant is, there was no communication of taking up/ hearing of the complaint. Mr.Abir has recorded his No Objection to revive the complaint and give a fresh hearing to the allottee / original complainant.

In the above situation, appeal is partly allowed. The order dated September 14, 2018 of the Ld. Chairperson, MahaRERA, Mumbai is set aside.

The parties are relegated to MahaRERA, Mumbai to appear before the Ld. Chairperson on 28<sup>th</sup> November, 2018 at 3.00 P.M.

All contentions between the parties are kept open.

The appeal is disposed off.

No costs.



Place: Mumbai (K. U. CHANDIWAL, J.)  
Dated: 31<sup>st</sup> October, 2018 President,  
Maharashtra Revenue Tribunal,  
Mumbai  
& I/c. Maharashtra Real Estate  
Appellate Tribunal, (MahaRERA),  
Mumbai