

**BEFORE THE MAHARASHTRA REAL ESTATE**  
**APPELLATE TRIBUNAL, MUMBAI**  
**AT0050000000010620**

M/s Satish Bora Associates                      ...                      Appellant

Versus

Mr. Anup Prahlad Satav & Ors.                      ...                      Respondent

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*Mr. Chetan Alai, Advocate for Appellant*

*Mr. Raj Jairam Chandhanaitur a/w Pratik Jadhav i/b Laxim Associates, Advocate for Respondent*

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**CORAM : SUMANT KOLHE, MEMBER (J)**

**DATE : 7<sup>TH</sup> OCTOBER, 2019.**

**OPERATIVE ORDER**

- 1) Impugned order holding the complaint as maintainable does not sustain under law and as such it is set aside.
- 2) Appeal No. AT0050000000010620 is disposed of.
- 3) Adjudicating officer of MahaRERA Authority is directed to decide issue of the maintainability of complaint along with other issues involved in the complaint at the time of final hearing on merit.



- 4) Both parties will get opportunity to submit their pleadings, adduce evidence and make arguments on all issues including issue of maintainability of complaint at the time of final hearing.
- 5) The Adjudicating officer shall expedite the final hearing of complaint as early as possible preferably within three months from the date of this order.
- 6) Parties to bear their respective costs.
- 7) Copy of judgment be sent to both parties as well as MahaRERA Authority as per sec.44 sub sec. 4 of RERA,2016.

**Date: 07.10.2019**

*WJS 7-10-19*  
**(SUMANT KOLHE)**  
**MEMBER (J)**