

BEFORE THE
MAHARASHTRA REAL ESTATE REGULATORY AUTHORITY
MUMBAI

COMPLAINT NO: CC006000000195958

Larsen & Toubro Ltd. (Realty Division)
MahaRERA Regn. No:
P51800005072 ... Complainant

Versus

Ashish Arora
Shobhana Arora ... Respondent

COMPLAINT NO: CC006000000195970

Larsen & Toubro Ltd. (Realty Division)
MahaRERA Regn. No:
P51800005072 ... Complainant

Versus

Niranjan K. Chandwani,
Mrs. Dipti N.Chandwani,
& Mr. Ashwin Chandwani ... Respondent

COMPLAINT NO: CC006000000195979

Larsen & Toubro Ltd. (Realty Division)
MahaRERA Regn. No:
P51800005072 ... Complainant

Versus

Khetan Vikas Shivkumar &
Mrs Saroj Khetan Shivkumar ... Respondent

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COMPLAINT NO: CC006000000195982

Larsen & Toubro Ltd. (Realty Division)
MahaRERA Regn. No:
P51800005072 ... Complainant

Versus

Mr. Sudhir Balram Dole
& Mrs.Gauri Sudhir Dole ... Respondent

COMPLAINT NO: CC006000000195994

Larsen & Toubro Ltd. (Realty Division)
MahaRERA Regn. No:
P51800005072 ... Complainant

Versus

Domnic Thomas ... Respondent

COMPLAINT NO: CC006000000195995

Larsen & Toubro Ltd. (Realty Division)
MahaRERA Regn. No:
P51800005072 ... Complainant

Versus

Sambasivarao Kotha
& Mrs Nagachandravathi Kotha ... Respondent

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Corom: Shri. Ajoy Mehta, Chairperson, MahaRERA
Complainants represented by Mr. Rajeevan Nair, Adv a/w Ms. Subhasree Chatterjee
Respondent was represented by Mr. Anil Dsouza, a/w Mr. Bishwajeet Mukherjee,
Adv

June 1, 2021

1. The Complainants have filed a review application under Regulation 36 of Maharashtra Real Estate Regulatory Authority (General) Regulations, 2017 of the Order dated January 18, 2020.
2. Hearing held through video conference as per MahaRERA Circular no: 27/2020.
3. Heard both parties.
4. It appears that appeals have also been preferred by the Applicant and that the review application was filed prior to filing of appeal.
5. First issue needs to be decided before the merits of the case is whether a review is maintainable while an appeal is pending before the appellate.
6. Regulation 36 of the of Maharashtra Real Estate Regulatory Authority (General) Regulations, 2017 reads as under:


36. (a) Any person aggrieved by a direction, decision or order of the Authority, from which (i) no appeal has been preferred or (ii) from which no appeal is allowed, may, upon the discovery of new and important matter or evidence which, after the exercise of due diligence, was not within his knowledge or could not be produced by him at the time when the direction, decision or order was passed or on account of some mistake or error apparent from the face of the record, or for any other sufficient reasons, may apply for a review of such order, within forty-five (45) days of the date of the direction, decision or order, as the case may be, to the Authority

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Ajoy Mehta

7. In view of the above, since the applicants have also preferred appeals, the applications are hereby dismissed.


(Ajay Mehta)
Chairperson, MahaRERA

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