

CONDOMINIUM AUTHORITY TRIBUNAL

DATE: June 18, 2025

CASE: 2024-00610N

Citation: Bali v. Toronto Standard Condominium Corporation No. 1905, 2025 ONCAT 104

Order under section 1.41 of the *Condominium Act, 1998*.

Member: Ian Darling, Chair.

The Applicant,

Mohit Bali

Self-Represented

The Respondent,

Toronto Standard Condominium Corporation No. 1905

DISMISSAL ORDER

A. INTRODUCTION

- [1] On May 30, 2025, the Condominium Authority Tribunal (CAT) issued a Jurisdictional Order (*Bali v. Toronto Standard Condominium Corporation No. 1905*, 2025 ONCAT 96) with respect to this Application. The Order gave the Applicant 14 days to update the Application to bring it within Tribunal's jurisdiction. The Order stipulated on paragraph 22 that "if the Applicant does not make these changes, the Tribunal will dismiss the case with no further notice or calls for submissions." This dismissal order is being issued without additional submissions.
- [2] The Application was filed under the Tribunal's jurisdiction to decide disputes related to "provisions that prohibit, restrict or otherwise govern any other nuisance, annoyance or disruption to an individual in a unit, the common elements or the assets, if any, of the corporation."
- [3] In these circumstances, applicants are required to identify relevant provisions in the governing documents that relate specifically to the activity that is causing the alleged nuisance, annoyance or disruption.
- [4] The Applicant alleges that the corporation is allowing harassment/unreasonable nuisances in the gym area, and that this violates a rule intended to restrict, prohibit

or otherwise govern nuisances.

- [5] Some aspects of the Application appeared to be within the Tribunal's jurisdiction, but it contained significant problems that prevented the Tribunal from accepting the case. The Order sought to provide a framework for how the case could proceed.
- [6] The Order stipulated that the issue that could proceed was the one related to compliance with a rule intended to prevent harassment, and the updated application must address the problems identified by Tribunal. Specifically, the Applicant was required to remove references to records requests, repair and maintenance issues and general rule-compliance issues. The Applicant was directed to delete all irrelevant documents from the case. The Order stipulated that the Application should only include documents relevant to the alleged harassment (including the corporation's governing documents).
- [7] The Applicant updated the Application, but in doing so he removed any details about the issues in dispute and references to the governing documents. The Applicant deleted all the documents and uploaded his response to the Notice of intent to dismiss the case.
- [8] The Applicant has not identified provisions in the condominium corporation's governing documents related to these activities. The Applicant was informed several times by CAT staff that he needed to provide relevant provisions from the corporation's governing documents to support the issues raised in his application; however, he did not. The initial application was filed on September 25, 2024. In that time, the Applicant has been given many opportunities to rectify problems with the Application.
- [9] The Applicant has not complied with the Jurisdictional Order. The Application cannot proceed as filed and is dismissed under Rule 19 of the CAT's Rules of Practice.

B. ORDER

- [10] The Tribunal orders the Application dismissed.

Ian Darling
Chair, Condominium Authority Tribunal

Released on: June 18, 2025