

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 11294 OF 2015

Muktabai Gramin Bigarsheti Sahakari
Patsanstha maryadit, Brahmani,
Tq. Rahuri District Ahmednagar
Through its Secretary & ors.

...Petitioners

versus

The Ahmednagar District Central
Co-operative Bank Ltd.,
Station Road, Ahmednagar,
Through its Managing Director

...Respondent

.....
Mr. B. N. Palve, Advocate for petitioners
.....

CORAM : N.W. SAMBRE, J.

DATE : 1st DECEMBER, 2015

ORAL ORDER :

The petitioners suffered the decree for recovery in Dispute No. 236/2003 by an order dated 25/08/2008, which order was further upheld in appeal bearing No. 09 of 2010, preferred before learned Maharashtra State Co-operative Appellate Court, Mumbai, Bench Aurangabad. The said appeal came to be dismissed on 10/03/2010. As such, present petition.

2. Apart from unexplained delay of five years, the petitioners are unable to show their bonafide by depositing the entire amount as was ordered under the decree.

3. Since the petition suffered from delay and laches and inability of the petitioners to show bonafide by depositing the amount under the decree, the writ petition stands dismissed.

[N.W. SAMBRE, J.]

Tupe/01.12.15