

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (L) NO. 522 OF 2015

...
 Mrs. Vijaya Thampan & anr. Petitioners
 vs
 The Dy. Registrar of Cooperative Housing
 Societies P Ward and anr. Respondents

...
 Abhilesh Panicker, Constituted Attorney of Petitioners in-person present.
 Mr. Yatin R. Shah for the Respondent No.2.
 ...

CORAM : A.A. SAYED, J.

DATED : 30 JUNE 2015

P.C.

Mr.Abhilesh Panicker, the Constituted Attorney of the
 Petitioners and the learned Counsel for Respondent No.2-Society are
 agreed to the following order being passed:

- (i) Respondent No.2-Society is permitted to withdraw the amount
 of Rs.5 lacs, alongwith accrued interest, deposited by the
 Petitioners in this Court in terms of the order dated 21 August
 2013 passed in Appeal From Order No.539 of 2012.
- (ii) The Petitioners shall pay the regular society maintenance
 charges as per the society's maintenance bills henceforth
 regularly.

- (iii) This order is passed without prejudice to the rights and contentions of the parties.
- (iv) It is clarified that this Court has not gone into merits of the matter and the Co-operative Court shall adjudicate the dispute without being influenced by this order.
- (v) The Co-operative Court shall while adjudicating the dispute take into account the amounts paid by the Petitioners and grant necessary adjustments while passing the final order.
- (vi) The hearing of the Dispute before the Co-operative Court is expedited.
- (vii) All contentions of the parties are kept open.

2. The Petition is disposed of in the aforesaid terms.

(A.A. SAYED, J.)