

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

WRIT PETITION NO. 2213 OF 2015

Vetaleshwar Sahakari Dudh Utpadak
Sanstha Dist. Ahmednagar
Through its Chairman

...PETITIONER

versus

State of Maharashtra and others

...RESPONDENTS

.....
Mr. G.K. Thigale, Advocate, holding for
Mr. S.M. Sangle, Advocate for petitioner
Mrs.A.V. Gondhalekar, AGP for respondents No. 1 to 3
.....

WITH

**CIVIL APPLICATION NO. 3833 OF 2015
IN
WRIT PETITION NO. 2213 OF 2015**

Sarva Shramik Sangh Ahmednagar

...APPLICANT

versus

Vetaleshwar Sahakari Dudh Utpadak
Sanstha Dist. Ahmednagar
Through its Chairman And others

...RESPONDENTS

.....
Mr. P.D. Bachate, Advocate for applicant
Mr. G.K. Thigale, Advocate, holding for
Mr. S.M. Sangle, Advocate for respondent No. 1
Mrs.A.V. Gondhalekar, AGP for respondents No. 2 to 4
.....

**CORAM : S. V. GANGAPURWALA AND
K.K. SONAWANE, JJ.**

DATED : 8th AUGUST, 2016.

Order :-

1. In this writ petition dual prayers are made, viz; (1) to direct respondents No. 2 and 5 to convene the general body meeting as per the requisition submitted by the petitioner for discussing the issue as regards

revival of respondent No. 4 - Sangh and (2) order dated 09-01-2015 passed by respondent No. 1 is assailed pursuant to which tender process is initiated and continued.

2. We have heard Mr. Thigale, learned counsel for the petitioner, Mr. Bachate, learned counsel for intervenor. It is not disputed that draft order for revival of society is pending before the Hon'ble Minister for consideration.

3. Mr. Gondhalekar, learned Assistant Government Pleader, on instructions of one Mr. D.Y. Pagare, Divisional Deputy Registrar (Dairy) Nashik, who is present in the Court states that respondents are not proceeding ahead with tender process that has been issued and the same is pending with higher authority.

4. In view of that, apprehension of the petitioner at present does not survive.

5. In light of the above, writ petition is disposed of. No costs. If any of the parties are aggrieved by any of the action, they are liberty to take appropriate proceedings as may be permissible in law.

6. It is made clear we have not considered the contentions of the parties on merits and the same are kept open.

7. In view of disposal of writ petition, nothing survives for consideration in pending civil application and the same stands disposed of.

Sd/-

[K. K. SONAWANE, J.]

MTK

Sd/-

[S. V. GANGAPURWALA, J.]