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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

PUBLIC INTEREST LITIGATION NO.87 OF 2015

Rajendra Purshottam Phanse and Ors. ..Petitioners.

V/s.

State of Maharashtra and Ors. ..Respondents.

Mr.Rajendra Purshottam Phanse and Mr.Shashikumar Nair -
petitioners in person.

Ms.Aparna Vhatkar, AGP for respondent Nos.1 to 3.

Mr.Venkatesh Dhond, Senior Advocate with Mr.Mihir Mody,
Ashraf Patel i/b. K. Ashar and Co. for respondent Nos.4 and 5.

Mr.H.V. Mehta with Mr.VijayKillekedar for respondent No.7.

**CORAM : V.M.KANADE AND
MRS.SWAPNA JOSHI, JJ.**

DATED : 24TH AUGUST, 2016

P.C. :-

1. Heard the petitioner appearing in person and Mr.Dhond, learned senior counsel appearing for the RBI. A preliminary objection is raised by Mr.Dhond regarding the maintainability of this petition as a PIL. It is submitted that the petitioner is a member of the CKP Co-op. Bank. He is a shareholder of the CKP Co-op. Bank. He also submitted that

he is the Director of the erstwhile board and as such, he has no right to file the PIL when he has some interest in the affairs of the CKP Co-op. Bank.

2. The petitioner is appearing in person and he has stated that he is not member of the board but he has filed this PIL as a shareholder.

3. In our view, the petitioner has a definite interest in the affairs of the bank and is a shareholder and as such, this petition cannot be maintained as a PIL. Reserving the right of the petitioners to approach competent authority for redressal of their grievance, this PIL is disposed of.

(MRS.SWAPNA JOSHI, J.)

(V.M.KANADE, J.)