

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 11398 OF 2016
ALONG WITH
CAW/2588/2016

Ramugude Shaniwas-2 Sahakari
Griha Rachana Sanstha Maryadit
Patan

.... Petitioner

vs

The Divisional Joint Registrar (CS),
Wadgaon and anr.

.... Respondents

Mr. S.V. Sadavarte for the petitioner.

Ms. S.S. Bhende, AGP for respondent/State.

Mr. Niranjana Mogre for applicant in CAW/2588/16.

**CORAM: ANOOP V. MOHTA AND
G. S. KULKARNI, JJ.**

DATE : October 10, 2016

ORDER:

The Petitioner/Housing Society has challenged Resolution dated 11.02.2013/6.1.2014. The Assistant Registrar, on 18.04.2016, has passed an order under Section 77(A)(B-1) of Maharashtra Cooperative Societies Act of appointing an officer as an administrator and work as the Managing Committee. The Petitioner being aggrieved preferred an Appeal before the Divisional Joint Registrar along with an Application for stay. As no order was passed inspite of application of the Petitioner on the Stay Application, and a notice of

taking charge as an Administrator was received on 6.5.2016, the Petitioner, therefore, filed the present petition on 1.6.2016.

2 This Court issued notice, however, directing the Respondents to maintain status-quo as of today. The same has been in force till this date.

3 The learned counsel appearing for the parties makes statement that Statutory Appeal itself is pending. Considering the above background, we are inclined to dispose of the present Petition by directing the Appellate Authority to decide the Appeal as early as possible preferably within six weeks as election is supposed to be held in December 2016. Order accordingly.

4 In view of above, Civil Application is also disposed of, however, with liberty to Applicants to take out an appropriate application before the Divisional Joint Registrar and the same to be considered in accordance with law.

5 No costs.

(G. S. KULKARNI, J.)

(ANOOP V. MOHTA, J.)