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

WRIT PETITION NO.1458 OF 2016

Mr. Daniel Lamuvel Naidu	... Petitioner
Versus	
Slum Rehabilitation Authority and Ors.	... Respondents

Mr. Angad Giri for the Petitioner.
Mr. Abhijeet Patil i/by Mr. V.D. Patil for the Respondent Nos.1 to 3.
Mr. S.G. Surana i/by Mr. M.S. Surana for the Respondent Nos.4 and 5.

**CORAM : A.S. OKA &
ANUJA PRABHUDESSAI, JJ.**

DATE : 16th NOVEMBER, 2016

PC.

1 Heard the learned counsel appearing for the Petitioner. The only substantive relief sought in this Writ Petition under Article 226 of the Constitution of India is of issuing a writ of mandamus against the fifth Respondent which is a firm. It is not a State within the meaning of Article 12 of the Constitution of India. However, annexures to the Petition and annexures to the reply filed by Respondent No.4 shows that Joint Registrar of Co-operative Societies (SRA) is seized of the matter. The letter dated 22nd July, 2016 addressed by the Joint Registrar to the Respondent No.5 is annexed to the reply.

2 The aforesaid letter dated 22nd July, 2016 records that the Joint Registrar is dealing with the complaint dated 20th July, 2015 filed

by the Petitioner through his Advocate. It is not in dispute that the said complaint is not yet decided. Though no writ can be issued against Respondent No.5, we propose to direct the Joint Registrar to deal with the complaint and to pass appropriate order in accordance with law.

3 Accordingly, we pass the following order :-

ORDER

- (i) Prayer clause (a) is rejected only on the ground that a writ of mandamus cannot be issued against Respondent No.5.
- (ii) We direct the Joint Registrar of Co-operative Societies (Eastern & Western Suburban) S.R.A, Mumbai to dispose of the complaint dated 20th July, 2015 filed by the Petitioner through his Advocate in accordance with law. Complaint shall be disposed of as expeditiously as possible and preferably within a period of three months from the date on which an authenticated copy of this order is produced in the office of the Joint Registrar. Needless to add that complaint shall be disposed of only after giving an opportunity of being heard to all parties.
- (iii) All contentions on merits are kept open.

(ANUJA PRABHUDESSAI, J)

(A.S. OKA, J)