

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NOS. 280/2013, 283/2013, 401/2013 and 575/2013

WRIT PETITION NO.280 OF 2013

- 1 Shri R.K. Pikale,
son of K. Pikale, aged 62 years,
Indian National, resident of 216,
Govinda Building, M.G. Road,
Panaji-Goa.
- 2 Prasanna Chandrakant Chawdikar,
son of Chandrakant Chawdikar, of
major age, Indian National, resident
of F-3, S-1, Vikramaditya Co-
operative Housing Society Ltd.,
Odlem Bhat, Taleigao-Goa – 403 002.
- 3 Dr. Anil Nagnath Phadte,
son of Nagnath Phadte, of major age,
Indian National, resident of House
No.239, Sinhduja Niwas Gharkul
Cooperative Housing Society,
Bainguinim Old Goa.
- 4 Shivshankar Rachappa Jirage,
son of Rachappa Jirage, of major age,
Indian National, resident of Omkar
Sudha Colony, Bordem, Bicholim-
Goa.
- 5 Damodar Babuli Naik,
son of Babuli Naik, of major age,
Indian National, resident of
Suvarnamahal Cooperative Housing
Society Ltd., Tivre, Marcel-Goa.
- 6 Prabhodh Pandurang Patyekar,
son of Pandurang Patyekar, of major
age, Indian National, resident of

house No.23, Curte Real Santa Cruz-
Goa – 403 005.

7 Surendra Mahadev Sinari,
son of Mahadev Sinari, of major age,
Indian National, resident of B-21/1,
Suyog Navelkar Hill City Road, C/o.
Shubhashree Housing Society,
Statement Pedro, Old-Goa – 403 402.

8 Shubhangi Shashikant Sardessai,
of major age, Indian National,
resident of B-3, Pallavi Cooperative
Housing Society Ltd., Shankarwadi,
Taleigao, Goa-403 002.

.... Petitioners

V/s

1 Shri Ramchandra Bakhale,
of major age, Indian National,
resident of Flat Half (½) Greenland
Cooperative Housing Society
opposite Kala Academy, Campal,
Panaji-Goa.

2 Co-operative Tribunal, Goa,
having office at Dada Vaidya
Building, Panaji-Goa.

3 State of Goa,
through its Chief Secretary, Porvorim-
Bardez Goa.

.... Respondents

Mr. D. Pangam, Advocate with Adv. Luis Fernandes for the Petitioners.

Mr. G. Agni, Advocate for Respondent nos.1, and 2.

Mr. S. D. Lotlikar, Advocate General with Mr. P. Dangui, Addl. Government
Advocate for the Respondent no.3.

**WITH
WRIT PETITION NO.283 OF 2013**

- 1 Shri R.K. Pikale,
son of K. Pikale, major, Indian
National, resident of 216, Govinda
Building, M.G. Road, Panaji-Goa. Petitioner

V/s

- 1 Shri Subhash Sakharam Kenkre, son
of Sakharam Kenkre, of major age,
Indian National, resident of Flat
No.F-3, Sindhura Building, Ashok
Cooperative Housing Society Ltd., St.
Inez, Panaji-Goa.
- 2 Co-operative Tribunal, Goa,
having office at Dada Vaidya
Building, Panaji-Goa. ... Respondents

Mr. D. Pangam, Advocate with Advocate Luis Fernandes for the Petitioners.
Mr. G. Agni, Advocate for Respondent nos.1 and 2.
Mr. S. D. Lotlikar, Advocate General with Mr. P. Dangui, Addl. Government
Advocate for Respondent no.3.

**WITH
WRIT PETITION NO.575 OF 2013**

- 1 Shri R.K. Pikale,
son of K. Pikale, aged 62 years,
Indian National, resident of 216,
Govinda Building, M.G. Road,
Panaji-Goa.
- 2 Prasanna Chandrakant Chawdikar,
son of Chandrakant Chawdikar, of
major age, Indian National, resident
of F-3, S-1, Vikramaditya Co-
operative Housing Society Ltd.,
Odlem Bhat, Taleigao-Goa – 403 002.

- 3 Dr. Anil Nagnath Phadte,
son of Nagnath Phadte, of major age,
Indian National, resident of House
No.239, Sinhduja Niwas Gharkul
Cooperative Housing Society,
Bainguinim Old Goa.
- 4 Shivshankar Rachappa Jirage,
son of Rachappa Jirage, of major age,
Indian National, resident of Omkar
Sudha Colony, Bordem, Bicholim-
Goa.
- 5 Damodar Babuli Naik,
son of Babuli Naik, of major age,
Indian National, resident of
Suvarnamahal Cooperative Housing
Society Ltd., Tivre, Marcel-Goa.
- 6 Prabhodh Pandurang Patyekar,
son of Pandurang Patyekar, of major
age, Indian National, resident of
house No.23, Curte Real Santa Cruz-
Goa – 403 005.
- 7 Surendra Mahadev Sinari,
son of Mahadev Sinari, of major age,
Indian National, resident of B-21/1,
Suyog Navelkar Hill City Road, C/o.
Shubhashree Housing Society,
Statement Pedro, Old-Goa – 403 402.
- 8 Shubhangi Shashikant Sardessai,
of major age, Indian National,
resident of B-3, Pallavi Cooperative
Housing Society Ltd., Shankarwadi,
Taleigao, Goa-403 002.

.... Petitioners

V/s

1 Shri Ashok V. Kamat, son of V.
Kamat, of major age, Indian National,
resident of House No.324/2, Tivrem,
Marcel-Goa.

2 Co-operative Tribunal, Goa,
having office at Dada Vaidya
Building, Panaji-Goa.

.... Respondents

Mr. D. Pangam, Advocate with Advocate Luis Fernandes for the Petitioners.

Mr. G. Agni, Advocate for Respondent nos.1 and 2.

Mr. S. D. Lotlikar, Advocate General with Mr. V. Sardessai, Addl.
Government Advocate for Respondent no.3.

AND

WRIT PETITION NO.401 OF 2013

1 Shri R.K. Pikale,
son of K. Pikale, aged 62 years,
Indian National, resident of 216,
Govinda Building, M.G. Road,
Panaji-Goa.

2 Prasanna Chandrakant Chawdikar,
son of Chandrakant Chawdikar, of
major age, Indian National, resident
of F-3, S-1, Vikramaditya Co-
operative Housing Society Ltd.,
Odlem Bhat, Taleigao-Goa – 403 002.

3 Dr. Anil Nagnath Phadte,
son of Nagnath Phadte, of major age,
Indian National, resident of House
No.239, Sinhduja Niwas Gharkul
Cooperative Housing Society,
Bainguinim Old Goa.

4 Shivshankar Rachappa Jirage,
son of Rachappa Jirage, of major age,
Indian National, resident of Omkar
Sudha Colony, Bordem, Bicholim-
Goa.

- 5 Damodar Babuli Naik,
son of Babuli Naik, of major age,
Indian National, resident of
Suvarnamahal Cooperative Housing
Society Ltd., Tivre, Marcel-Goa.
- 6 Prabhodh Pandurang Patyekar,
son of Pandurang Patyekar, of major
age, Indian National, resident of
house No.23, Curte Real Santa Cruz-
Goa – 403 005.
- 7 Surendra Mahadev Sinari,
son of Mahadev Sinari, of major age,
Indian National, resident of B-21/1,
Suyog Navelkar Hill City Road, C/o.
Shubhashree Housing Society,
Statement Pedro, Old-Goa – 403 402.
- 8 Shubhangi Shashikant Sardessai,
of major age, Indian National,
resident of B-3, Pallavi Cooperative
Housing Society Ltd., Shankarwadi,
Taleigao, Goa-403 002.

.... Petitioners

V/s

- 1 Shri Premanand G. Kenkare, son of
G. Kenkare, of major age, Indian
National, resident of Flat No.F-1,
Alankar, St. Mary's Colony, Miramar-
Goa.
- 2 Co-operative Tribunal, Goa,
having office at Dada Vaidya
Building, Panaji-Goa.

.... Respondents

Mr. D. Pangam, Advocate with Advocate Luis Fernandes for the Petitioners.
Mr. G. Agni, Advocate for Respondent nos.1 and 2.
Mr. S. D. Lotlikar, Advocate General with Mr. V. Sardesai, Addl.
Government Advocate for Respondent no.3.

**Coram:- ANOOP V. MOHTA &
C. V. BHADANG, JJ.**

Date:- 8th March, 2017.

FINAL ORDER:

As common issues are involved therefore this common final order.

The learned Advocate General, on instructions, makes a statement that the concerned Department has already appointed an election officer to conduct a fresh election of the society as five years term is over.

2. Impugned order is dated 20/12/2012. The petition is dated 6/3/2013 and called out from final hearing board today. Therefore in view of the statement made by the learned Advocate General and by keeping all contentions open, we are inclined to dispose of the petition with liberty to raise the issues by both the parties as and when the occasion comes. All the petitions are disposed off as infructuous. Rule is discharged accordingly. No costs.

C. V. BHADANG, J. ANOOP V. MOHTA, J.

ap/-