

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6028 OF 2016

Khushalchand Moolchand Jain. ..Petitioner.
Vs.
The State of Maharashtra & ors. ..Respondents

Mr. Ajit Anekar i/b. Auris Legal, advocate for the Petitioner.

Mr. A.I. Patel, AGP for State.

Ms. Vinita Melvin i/b. Raval Shah & Co., advocate for the Respondent Nos. 2 and 3.

**CORAM : RANJIT MORE &
SMT.SADHANA S. JADHAV, JJ
DATE : 21ST AUGUST, 2017**

P.C.

1 Heard the learned Counsel for the Petitioner and the learned
Counsel for the Respondents.

2 Admittedly the orders impugned in the Petition are revisable
under section 154 of the Maharashtra Cooperative Societies Act, 1960. In that
view of the matter, we are not inclined to entertain this Petition.

3 The learned Counsel for the Petitioner states that if the Petitioner
is directed to file revision application, same would not be entertained unless
deposit 50% of the decretal amount under clause (2) of section 154 of the

Maharashtra Cooperative Societies Act, 1960 is made. In our opinion, that cannot be the ground to entertain this Petition.

4 In the light of the above, the Petition is dismissed with liberty to the Petitioner to challenge the orders impugned in this Petition under section 154 of the Maharashtra Cooperative Societies Act, 1960.

[SMT.SADHANA S. JADHAV,J]

[RANJIT MORE, J]