

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

906 WRIT PETITION NO.11805 OF 2019

DEVGIRI NAGRI SAHAKARI PAT SANSTHA MARYADIT JALNA
VERSUS
THE DIVISIONAL JOINT REGISTRAR CO OPERATIVE SOC & ORS

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Advocate for Petitioner : Shri Patunkar Swapnil S.
AGP for Respondents / State authorities : Shri Yadav-Lonikar S.R.

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CORAM : RAVINDRA V. GHUGE, J.
Dated: September 25, 2019

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PER COURT :-

1. The petitioner / financial institution shall serve two copies of the petition paper book on the learned AGP forthwith.
2. The petitioner is aggrieved by an interlocutory order dated 7.8.2019, by which, the revisional authority, exercising jurisdiction under Section 154 of the Maharashtra Cooperative Societies Act had directed respondents 2 to 4 to deposit an amount of Rs.4,80,000/- under sub-section 2A, when the recoverable amount was about Rs.20,00,000/- approximately as on date and the amount under Section 101 certificate is about Rs.12,46,000/-. Section 154(2A) of the Act mandates 50% deposit.
3. The petitioner has placed on record the copies of the RLAD, postal receipts and the tracking reports which indicate that the

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respondents have been served and the Advocate's notice has been delivered to them. Such receipts and the tracking reports are marked as Exhibit "X-1" collectively for identification.

4. Issue notice to the respondents, returnable on 19.11.2019. The learned AGP waives service for respondents 1 and 5. Until further orders, the proceedings before respondent No.1 shall stand adjourned. Nevertheless, respondents 2 to 4 shall deposit the amount of Rs.4,80,000/- before respondent No.1, as is directed.

5. Copies of the petition paper book shall be furnished for issuance of notice on/or before 4.10.2019, failing which this petition shall stand dismissed without reference to the Court on 5.10.2019.

(RAVINDRA V. GHUGE, J.)

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