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IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****WRIT PETITION NO. 8373 OF 2019**

Mr. Akram S. Salam Takamlay
and others

.....Petitioners

V/s.

The Divisional Joint Registrar
Co-op, Soc., Pune Division and others

.....Respondents

Mr. V. H. Narvekar for the Petitioner
Mr. C. D. Mali AGP for respondent nos. 1 & 2-State

CORAM : NITIN W. SAMBRE, J.

DATE : AUGUST 6, 2019.

P.C.

A preliminary objection is raised by the petitioner in appeal before the Appellate Authority about the maintainability which is answered against the petitioner. The status of the petitioner is that of a member of a Co-operative Housing Society and order passed under Section 77A(1) of the Maharashtra Co-operative Societies Act, 1960 is the subject matter of challenge in Appeal.

2 In the aforesaid background, in my opinion, the petition at this stage is not maintainable against the finding of maintainability of appeal.

3 Keeping option open to the petitioner to raise the said issue, in case if the final order is passed against the petitioner, petition stands dismissed.

[NITIN W. SAMBRE, J.]