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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION ST. NO. 95925 OF 2020

Anil Gulab Kawale & ors. .. Petitioners
vs.

Commissioner of Textile Maharashtra
State & ors. .. Respondents

**WITH
INTERIM APPLICATION ST. NO. 97915 OF 2020
IN
WRIT PETITION ST. NO. 95925 OF 2020**

Bapuso Laxman Lokhande & ors. .. Petitioners
vs.

Commissioner of Textile Maharashtra
State & ors. .. Respondents

**WITH
INTERIM APPLICATION NO. 2582 OF 2020
IN
WRIT PETITION NO. 7698 OF 2007**

Jalandar Ganpati Kamble died through L.Rs. .. Petitioners
vs.

Warna Sahakari Dudh Utpadak Prakriya Sangh
Ltd. & anr. .. Respondents

**WITH
INTERIM APPLICATION ST. NO. 97487 OF 2020
IN
WRIT PETITION ST. NO. 95925 OF 2020**

Ashok Kashinath Satpute & ors. .. Petitioners
vs.

Anil Gulab Kawale & ors. .. Respondents

Mr. Sandeep Koregave for the petitioners in WPST/95925/2020.
Mr. Vijay Patil i/b. Kedar Lad for respondent No.1.
Mr. Saurabh Pakale for petitioners in WP/7698/2007 (detagged).
Mr. P.V.N. Rajan, AGP for State.

CORAM : M.S.KARNIK, J.

DATE : FEBRUARY 22, 2021

P.C.:-

As Writ Petition No.7698 of 2007 raises different issue altogether, the same be de-tagged from the above Writ Petitions.

2. Heard learned counsel for the petitioners.
3. The order under challenge is passed by the Commissioner-cum-Additional Registrar, Co-operative Societies (Co-operation) under Section 78(A) (1) of the Maharashtra Co-operative Societies Act, 1960 (herein after referred to as 'the said Act') superseding the Board and appointing administrator.
4. Learned AGP appearing for the State Government raises a preliminary objection as to the maintainability of the Petition in view of the alternate remedy available. He submits that the petitioners have a remedy of filing an appeal under Section 152 or revision under Section 154 of the said Act.

5. I have gone through the provisions of Section 152 and Section 154 of the said Act. The petitioner has an alternate efficacious remedy under the said Act. In this view of the matter with a liberty to the petitioner to avail of alternate remedy, the Petition is disposed of.

6. All contentions are kept open and I may not be understood to have expressed any opinion on the merits of the contentions raised.

7 As the interim order is in operation since 17 November, 2020 the same is continued for a further period of six weeks provided the petitioner approaches the State Government within a period of two weeks from today and files appropriate proceedings along with an application for stay. The application for stay be considered expeditiously on its own merits and within a period of four weeks from the date of filing.

8. Needless to mention, the application for stay be decided on its own merits without being influenced by the interim order which was already granted by this Court.

9. In view of the disposal of the Writ Petition, the intervention applications are disposed of.

(M.S.KARNIK, J.)

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