

Sonali

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7102 OF 2022

Mr. Anandrao Laxman Ghodke & Ors.	...Petitioners
<i>Versus</i>	
State of Maharashtra & Ors.	...Respondents

Dr. Uday P. Warunjikar i/b. Mr. Sumit S. Kate, for the
Petitioners.

Mrs. Neha Bhide, 'B' Panel Counsel, for the Respondent
Nos.1 & 4-State.

Mr. Deelip Patil Bankar, Chief Standing Counsel for the
Respondent No.2-SCEA.

Mr. Amit Gharte a/w. Mr. Amar Parsekar, for the Respondent
No.3.

CORAM R. D. DHANUKA &
MADHAV J. JAMDAR, JJ.
DATED: 17th JUNE 2022

PC:-

1. Leave to amend is granted to correct the description of the District Cooperative Election Officer and District Deputy Registrar Cooperative Societies by correcting the said description to Taluka Co-operative Election Officer and Taluka Deputy Registrar and to make him party as Respondent No.4. Amendment be carried out forthwith.

2. Rule. Mrs. Neha Bhide, learned AGP waives service on behalf of Respondent Nos. 1 and 4. Mr. Deelip Patil Bankar,

waives service on behalf of Respondent No.2-SCEA and Mr. Amit Gharte, learned counsel waives service on behalf of Respondent No.3-Deputy Registrar Co-operative Society and newly added Respondent No.4-Taluka Co-operative Election Officer and Taluka Deputy Registrar.

3. Learned counsel Dr. Warunjikar for the Petitioners presses prayer clause (a) of the petition and prays that the representation made by his client on 13th June 2022 be decided by the Deputy Registrar Cooperative Societies.

4. Learned counsel appearing for the Petitioners and learned counsel appearing for the Respondent No.3-Society agree to appear before the Deputy Registrar, Cooperative Societies on 20th June 2022 at 11.00 a.m.

5. Learned Deputy Registrar, Cooperative Societies shall decide the representation annexed to the petition from pages 20 to 22 within three days from the date of parties appearing before him and shall pass an appropriate order. The said order shall be communicated to the Petitioners and the Respondent-Society within two days from the date of passing of the order.

6. It is made clear that we have not expressed any views on the merit of the representation and maintainability thereof. All the contentions of parties are kept open.

7. The Petitioners and the society would not be issued fresh notice for appearing before the Deputy Registrar, Cooperative Societies on Monday, i.e. on 20th June 2022 at 11.00 a.m.

8. Rule is made absolute accordingly. Writ Petition is disposed of in the aforesaid terms. No order as to costs.

9. Parties to act on an authenticated copy of this order.

(Madhav J. Jamdar, J.)

(R. D. Dhanuka, J.)