

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.1107 OF 2022

Rajan Shantaram Vaze

.. Petitioner

Versus

The Divisional Registrar,

Co-Operative Society, Kokan Division & Ors... Respondents

...

Mr.Vivek Patil for the Petitioner.

Mrs.V.S.Nimbalkar, AGP for the State/Respondent Nos.1 and 2.

Mr.Ashutosh Gole for the Respondent No.3.

Ms.Rahila Menon for the Respondent No.4.

...

CORAM: RAVINDRA V. GHUGE, J.

DATED : 04th FEBRUARY, 2022

P.C:-

1. The learned Advocate for the petitioner has vehemently canvassed the grounds set out in this petition.

2. The learned AGP and the learned counsel representing respondent No.3 submit that a statutory remedy is available to the petitioner in view of the ratio laid down in the matters of *Shireen Sami Gadiali & Anr. Vs. Spenta Co-Op.Hsg. Soc. Ltd. & Ors. [2011(3) Mh.L.J. 486]* and *Haresh Motiram Aswani Vs. The Divisional Joint Registrar Cooperative Societies, Pune Division, Pune & Ors. [2015 SCC OnLine Bom 2891]*.

3. The learned Advocate for the petitioner, therefore, submits that the petitioner may be permitted to withdraw this petition and avail of the statutory remedy. The time spent before this Court may be considered.

4. In view of the above, this petition is disposed off as withdrawn, with liberty to avail of the statutory remedy. The time spent in this Court, since 07/09/2020 till the passing of this order, would be a ground for seeking condonation of delay.

(RAVINDRA V. GHUGE, J.)