

Dusane

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.32 OF 2019
IN
CONTEMPT PETITION NO.508 OF 2019

Kapil Dev Chugh

...Petitioner

Versus

Paradise CHS Ltd & Ors

...Respondents

BHALCHANDRA
GOPAL
DUSANE

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BHALCHANDRA
GOPAL DUSANE
Date: 2022.04.13
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Mr Kapil Dev Chugh, *Petitioner in person present.*
Mr Pravin Desai *for Respondent No.1*

CORAM G.S. Patel &
Madhav J. Jamdar, JJ.
DATED: 1st March 2022

PC:-

1. Unfortunately, having regard to the contents of the affidavit in reply filed on behalf of the 1st Respondent Society, one Mr PK Alexander, Secretary, who is available online, and the Rejoinder filed by the Petitioner, we find that there are seriously disputed questions of fact. These include disputes as to the charges levied by the Society, claims for interest and so on.

2. Apart from that, this is now clearly a dispute between a member of the Society and the Society. The Petitioner has alternate remedies available to him under the provisions of Maharashtra Co-

operative Societies Act. He is at liberty to avail of every one of the possible remedies under the statute.

3. We make it clear that in any proceeding that the Petitioner files hereafter, and we do leave all contentions open on both sides, those proceedings will be addressed and dealt with by the authorities or Courts concerned on merits. We ourselves have not expressed any opinion one way or the other on the controversies in question in this ***Contempt Petition***.

4. The ***Contempt Petition*** is disposed of with these observations. In view of this, we decline to entertain the application in contempt.

5. All concerned will act on production of a digitally signed copy of this order.

(Madhav J. Jamdar, J)

(G. S. Patel, J)

Note : This order is modified as per order dated 13th April 2022. The corrections are shown in bold and italics.