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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 8980 OF 2022**

Kamalkumar B. Khetan and Ors. Petitioners.
V/s
State of Maharashtra and Others Respondents.

Mr. Karl Tamboly a/w Deepak Shukla i/b Vinod Mistry & Co. for the
Petitioners.

Mrs. V.S. Nimbalkar, AGP for Respondent Nos. 1 to 3.

CORAM: NITIN W. SAMBRE, J.

DATE: JULY 28, 2022

P.C.:-

1] Heard.

2] Since substantial revision against the order dated 9/6/2022 passed by the Deputy Registrar of the Co-operative Societies in exercise of powers under Section 79(A)(3) of the Maharashtra Co-operative Societies Act is pending adjudication and it is informed to me that Society consists of only nine members and it is further informed that provisions under Section 79(A)(3) are directory in nature, as has been spelt out from the judgment of this Court in the matter of *K.S.S. Co-op Hsg. Soci. Vs. Div. Jt. Registrar* reported in 2018(6) Mh.L.J. 769, it will be in my opinion appropriate to quash and set aside the order impugned dated 23rd June, 2022.

3] As a consequence of above, order dated 9th June, 2022 shall remain stayed till final decision of the Appeal being RA/277/2022. As a sequel of above, consequential action, if any, taken by the Registrar shall also remain stayed.

4] Petition stands allowed in the above terms.

(NITIN W. SAMBRE, J.)