

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO. 5315 OF 2022
Sunita Govinda Ambade & Ors. VS. Divisional Joint Registrar and
others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. S.D. Chopde, Advocate for Petitioners
Ms. M.A. Barabde, AGP for Respondent Nos.1 & 2
Mr. R.S. Kurekar, Advocate for Respondent No.4

CORAM : MANISH PITALE, J.

DATE : 14th SEPTEMBER, 2022

When this petition is called out for hearing, Ms. Barabde, learned Assistant Government Pleader has relied upon orders of this Court passed in Writ Petition No.2538/2017 (Ajit Singh Vs. Saradar Sukhbir Singh & Ors.) and Writ Petition No.865/2018 (Janakrao Ramraoji Tekade Vs. Registrar of Money Lenders and others) dated 02/12/2019 and 13/04/2022 respectively. It is submitted that in both these orders, this Court has held that in order to challenge the orders of the nature that have been challenged in this petition, remedy of filing a revision application before the Registrar General under Section 9 of the Maharashtra Money Lending (Regulation) Act, 2014, is available and that, therefore, the petitioners ought to avail of the remedy.

2. In view of the above, Mr. S.D. Chopde, learned counsel appearing for the petitioners seeks permission to withdraw the present writ petition with liberty to file revision application before the Registrar General under Section 9 of the aforesaid Act in order to challenge the impugned order.

3. In view of the above, the writ petition is disposed of as withdrawn with liberty as aforesaid.

4. The Competent Authority considering the revision application under Section 9 of the said Act shall take into account pendency of the present writ petition before this Court while entertaining the revision application, if the same is filed within six weeks from today.

JUDGE