

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

WRIT PETITION NO. 8502 OF 2018

(Vijay s/o Namdeo Gaurkar and another ..vs.. The Assistant Registrar, Cooperative Society, Yavatmal
and another)

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

Court's or Judge's orders

Mr. Atul Pande, Counsel for the petitioners,
Mr. K.L. Dharmadhikari, AGP for respondent 1,
Mr. S.U. Kothekar, Counsel h/f. Mr. S.P. Deshpande, Counsel for
respondent 2.

CORAM : ROHIT B. DEO, J.

DATED : 12-01-2022

While issuing notice vide order dated 17-12-2018, this Court granted *ad interim* relief relying on the undertaking of the petitioners to deposit amount of Rs.14,00,000/- (Rupees Fourteen Lac) on or before 16-1-2019, which deposit is 25% of the amount claimed in the demand notice.

2. This Court noted the existence of an alternate remedy under Section 154 of the Maharashtra Cooperative Societies Act, 1960.

3. It is not in dispute that till date the amount of Rs.14,00,000/- (Rupees Fourteen Lac) is not deposited.

4. *De hors* the conduct of the petitioners, there is indeed an alternate statutory remedy available. I see no reason to interfere in writ jurisdiction. Keeping all

contentions open, the petition is dismissed, with no order as to costs.

JUDGE

adgokar