

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**17 WRIT PETITION NO.7950 OF 2023**

**MEERABAI PANDURANG MOHITE AND OTHERS  
VERSUS  
DISTRICT REGISTRAR MONEY LENDING AND ANOTHER**

Mr. Sanjay A. Wakure, Advocate for the petitioners  
Mr. S. B. Pulkundwar, AGP for the respondents/State

**CORAM : KISHORE C. SANT, J.**

**DATE : 12<sup>th</sup> JULY, 2023**

**P. C.**

1. Heard the petitioners for sometime.
2. The petitioners have challenged the order passed by the District Registrar (Money Lending) & District Sub-Registrar Cooperative Societies, Osmanabad wherein suit of the respondent came to be allowed holding that sale deed executed by the respondent in favour of this petition is invalid in view of the provision of Money Lending Act. In the said order, it is made clear that the petitioner can file an appeal before the appellate authority, in spite of that the petition is filed.

3. This court finds that in view of specific remedy available no exceptional circumstances are made out to entertain the application. It would be proper to dispose off the petition.

4. Accordingly, the petition stands disposed off.

5. The authorities shall consider the time spent in prosecuting this petition while considering the application for condonation delay.

6. Till the petitioner approaches the appellate authority, status-quo be maintained.

7. It is made clear that the appellate authority shall consider the application for stay, if filed on its own merits.

**[KISHORE C. SANT, J.]**