

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4972 OF 2022

Suhas V. Dharmadhikari @ Shirsawade ... Petitioner

Versus

The State of Maharashtra
Through the Secretary of
Co-op. Dept., Mantralaya,
Mumbai and Ors.

... Respondents

.....

Ms.Sheetal M. Ubale i/b. Mr.R.V Bansode, Advocate for the
Petitioner.

Mr.S.H. Kankal, AGP for Respondents–State.

.....

**CORAM : NITIN JAMDAR AND
MANJUSHA DESHPANDE, JJ.**

DATE : 19 DECEMBER 2023.

P.C. :

This Petition is filed on 11 February 2022 and the same
is pending.

2 Petition is seeking quashing the demand notice dated 22
October 2021 for initiating the proceedings under Section 101 of the
Maharashtra Co-operative Societies Act, 1960. Housing Society. The
Petitioner is a borrower of the Respondent–Bank. If any recovery
certificate is issued, the Petitioner has a remedy under the
Maharashtra Co–operative Societies Act, 1960, itself. Since the Act

provides for a substantive remedy, it is not necessary for us to interfere in the writ jurisdiction.

3 Keeping all contentions open, the Writ Petition is disposed of.

(MANJUSHA DESHPANDE, J.)

(NITIN JAMDAR, J.)