

Dusane

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.13647 OF 2023

Ravi Digital Colou Lab & Photo ...Petitioners
Studio through its Proprietor
& Ors.

V/s.

Mahesh Urban Co-operative ...Respondents
Bank Ltd., Solapur & Ors.

**WITH
WRIT PETITION NO.13648 OF 2023**

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Mahesh Urban Co-operative ...Respondents
Bank Ltd., Solapur & Ors.

Mr. Aditya Barthakur i/by Mr. Nilesh Joshi for
Petitioners.

Mr. Surel S. Shah for Respondent

Mrs. V.S. Nimbalkar, AGP for Respondent-State.

**CORAM: MADHAV J. JAMDAR, J.
DATE: 10th November 2023**

P.C.:

1. The challenge in the present Writ Petitions is to the order
of the Divisional Joint Registrar, by which the Divisional Joint

Registrar has refused to entertain the Revision on the ground that the requirement of 50% deposit of the recoverable dues as contemplated under Section 154 (2A) is not complied with.

2. Mr. Barthakur, learned Counsel appearing for the Petitioner states that the Petitioners have complied with order dated 3rd November 2023 and have deposited 25% of the recoverable dues. He states that the balance 25% will be deposited with the Society on or before 31st January 2024. If such deposit is made, then in that case, impugned order of the Divisional Joint Registrar of not entertaining the Revision Application stands set aside and said Revision Applications are restored to file.

3. It is clarified that this Court has not considered the merits and all the contentions on merits are expressly kept open.

4. It is further clarified that the Respondent No.1- Co-operative Bank is at liberty to initiate or continue any other action in accordance with law.

5. The Writ Petitions are dismissed in above terms with no order as to costs.

(MADHAV J. JAMDAR, J.)