

Anand

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

WRIT PETITION NO. 10373 OF 2023

Sumita Buildcon Pvt. Ltd.

.Petitioner

Vs.

Yahova Bunglow Co-operative Housing Society
Ltd. & ors.

.Respondents

Mr. Siddhesh Pilankar i/b. Dr. Uday P. Warunjikar, Advocate, for
the Petitioner

Mr. P. G. Sawant, AGP, for Respondent Nos. 16 to 18 – State

Mr. Nitin Gangal, Advocate, for Respondent Nos. 1, 2, 5, 8 and
11 to 13

Ms. Archana Ashokrao Shinde, Assistant Registrar, Co-operative
Society, Murbad, District – Thane present

CORAM : MADHAV J. JAMDAR, J.

DATE : 04.12.2023

P. C.

1. The Petitioner challenges the order dated 28.01.2021
passed by the Hon'ble Minister of Co-operation in Revision
Application No. 607 of 2019.

2. It is one of the contentions of the Petitioner that no
notice has been served on the Petitioner of the said Revision
before the Hon'ble Minister of Co-operation.

3. Mr. Sawant, learned AGP, who appears for

Respondent Nos. 16 to 18, after taking instructions and on the basis of the record states that the record does not indicate that the Petitioner has been served.

4. In view of this position, Mr. Gangal, learned counsel appearing for Respondent Nos. 1, 2, 5, 8 and 11 to 13 states that the Revision Application No. 607 of 2019 pending before the Hon'ble Minister of Co-operation may be remanded back and same may be directed to be disposed of in a time bound manner.

5. Accordingly, the impugned order dated 28.01.2021 passed by the Hon'ble Minister of Co-operation in Revision Application No. 607 of 2019 is quashed & set aside and the said Revision Application No. 607 of 2019 is restored to the file of the Hon'ble Minister of Co-operation. All the parties are directed to appear before the Hon'ble Minister of Co-operation on **09.01.2024** at **11.00 a. m..** The Hon'ble Minister of Co-operation is requested to dispose of the said Revision Application No. 607 of 2019 on or before **30.04.2024**.

6. The Writ Petition is disposed of in above terms with no order as to costs.

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

(MADHAV J. JAMDAR, J.)