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

WRIT PETITION NO. 3925 OF 2022

Vijay Ramchandra Takwale

... Petitioner

V/s.

Pune District Central Co-op. Bank Ltd. & Ors. ... Respondents

Mr. Tejesh Dande with Bharat Gadhavi, Trushna Shah, Chinmay Deshpande i/b. Tejesh Dande and Assoc. for the Petitioner

Mr. Aadesh M. Patil for the Respondent Nos. 1 and 2

Mr. B.V. Samant, Addl. G.P. with Mr. M.M. Pabale, AGP for Respondent No.3

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

DATE : 14 DECEMBER 2023

P.C. :-

The Petitioner is a member of the Respondent – Co-operative Bank and the dispute arises in respect of loan availed by the Petitioner and the calculations thereof. Adjudication of this dispute which involves facts which are contested, the Petitioner has a remedy of approaching the Co-operative Court under Section 91 of the Maharashtra Co-operative Societies Act, 1960. This statutory remedy being available, thereafter the statutory appeal under the

Scheme of the Act, it is not necessary for us to exercise the writ jurisdiction more particularly, when the disputed questions of fact arise.

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

MANJUSHA DESHPANDE, J.

NITIN JAMDAR, J.

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