

Anand

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

WRIT PETITION NO. 12026 OF 2023

Aditya S/o. Ravindra Kakade & anr. .Petitioners

Vs.

The State of Maharashtra through the Principal .Respondents
Secretary Co-operation & Textile Department,
Mantralaya, Mumbai – 32 & ors.

**WITH
WRIT PETITION NO. 12027 OF 2023**

Aditya S/o. Ravindra Kakade & anr. .Petitioners

Vs.

The State of Maharashtra through the Principal .Respondents
Secretary Co-operation & Textile Department,
Mantralaya, Mumbai – 32 & ors.

**WITH
WRIT PETITION NO. 12028 OF 2023**

Aditya S/o. Ravindra Kakade & anr. .Petitioners

Vs.

The State of Maharashtra through the Principal .Respondents
Secretary Co-operation & Textile Department,
Mantralaya, Mumbai – 32 & ors.

**WITH
WRIT PETITION NO. 12029 OF 2023**

Abhilash S/o. Ravindra Kakade .Petitioner

Vs.

The State of Maharashtra through the Principal .Respondents

Secretary Co-operation & Textile Department,
Mantralaya, Mumbai – 32 & ors.

WITH
WRIT PETITION NO. 12030 OF 2023

Aditya S/o. Ravindra Kakade

.Petitioner

Vs.

The State of Maharashtra through the Principal .Respondents
Secretary Co-operation & Textile Department,
Mantralaya, Mumbai – 32 & ors.

Mr. Pankaj P. Deokar, Advocate, for the Petitioners
Smt. V. S. Nimbalkar, AGP, for the Respondent – State
Ms. Siddhi Bhosale, Advocate, for Respondent No. 4 in all the
Petitions

CORAM : MADHAV J. JAMDAR, J.

DATE : 25.10.2023

P. C.

1. Ms. Bhosale, learned counsel appearing for Respondent No. 4 states that the Petitioners have not complied with the order dated 27.09.2023 passed by this Court by which the Petitioners were directed to deposit 50% of the amount as contemplated under Section 154(2A) of the Maharashtra Co-operative Societies Act, 1960.

2. Mr. Deokar, learned counsel appearing for the Petitioners fairly states that the total dues which are subject matters of these five Petitions are about Rs. 2,25,00,000/-

(Two Crores and Twenty Five lakhs).

3. In all the Petitions, the Petitioners have impugned Recovery Certificate issued under Section 101 of the Maharashtra Co-operative Societies Act, 1960. There is an alternate remedy for the Petitioners.

4. Accordingly, no interference is warranted under Article 227 of the Constitution of India.

5. The Writ Petitions are dismissed, as there is an alternate remedy.

6. It is clarified that this Court has not considered the merits of the Petitions and all the contentions in that behalf are expressly kept open.

(MADHAV J. JAMDAR, J.)