



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL WRIT PETITION NO. 9485 OF 2023

Vigorous Hospitalities Services Pvt. Ltd. and ors. ...Petitioners

Versus

Dy. Registrar, Co-operative Societies and ors. ...Respondents

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Mr. Akhil Kupade a/w Ms. Tulsi Dhami for the Petitioner.
 Mr. S. D. Rayrikar, AGP for the State- Respondent Nos. 1 & 3.
 Mr. Harish R. Pawar for Respondent Nos. 2 & 4.

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CORAM : N.R. BORKAR, J.

DATED : 8 AUGUST 2023

P.C. :-

The petitioner herein was granted cash credit facility which was later on converted into working capital term loan.

2. The respondent No. 2 instituted the proceedings under Section 101 of the Maharashtra Co-operative Societies Act as the petitioner defaulted in repayment of the loan amount.

3. By the impugned order, the respondent No. 1 has issued the recovery certificate in favour of the respondent No. 2 for an amount of Rs. 1,75,73,940/-.

4. The learned counsel for the petitioner submits that the respondent No. 1 ought not to have entertained the proceedings filed by the respondent No. 2 under Section 101 of the Act for want of territorial jurisdiction. However, no such objection was raised before the respondent No. 1. Apart from it, there is a remedy of revision available to the petitioner against the impugned order under Section 154 of the Act. I am, therefore, not inclined to entertain the present petition. The Petition is dismissed.

(N.R. BORKAR, J.)