

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 11747 OF 2022

Sierra Towers Co-operative Housing Society
Ltd. Through Its Secretary Pankaj Ratti ...Petitioner

Versus

The State of Maharashtra and Ors. ...Respondents

...

Mr. Niranjan Mogre i/by Mr. Siddhesh Borkar for Petitioner.
Ms. Sapana Rachure a/w Mr. Ketan Mutha, for Respondent Nos. 3, 4, 5, 7, 9,
11, 12, 14, 15, 19, 24, 25, 27 & 28.
Mr. S.H. Kankal A.G.P. for Respondent Nos. 1 & 2 - State.

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CORAM : SANDEEP V. MARNE, J.
DATE : SEPTEMBER 12, 2023.

P.C.:

1. The learned counsel for Petitioner on instructions seeks leave to withdraw the Petition with liberty to exercise their remedy of filing appeal before the Divisional Joint Registrar of Cooperative Societies under Section 152 of the Maharashtra Co-operative Societies Act, 1960. He would further request that the Divisional Joint Registrar be directed to decide the appeal proceedings in time bound manner. The Writ Petition is accordingly allowed to be withdrawn and disposed of as such.

S. L. JAMADAR

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Corrected version of order dated 12.09.2023 pursuant to speaking to minutes of order dated 20.09.2023.

2. The Petitioner-Society shall be at liberty to challenge the orders passed by the Deputy Registrar of the Co-operative Society by filing appeal before Divisional Joint Registrar. If such appeal is filed within a period of two weeks from today, the Divisional Joint Registrar shall make an endeavour to decide the same as expeditiously as possible, preferably within a period of four months from today.

3. All contentions of the parties are left open.

(SANDEEP V. MARNE, J.)