

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.12518 OF 2022

Yuvraj Pundlik Kadam

(Since deceased through His LRs)

1-A Smt.Manisha Yuvraj Kadam and Ors. ... Petitioners

Versus

Ojhar Merchant Co-op. Bank Ltd.,

Nashik & Ors. ... Respondents

Mr.Pramod N. Joshi, Advocate for the Petitioners.

Mr.Rahul D. Motkari a/w. Mr.Abhishek Kase, Advocate for
Respondent Nos.1 and 2.

Mr.S.H. Kankal, AGP for Respondent Nos.3,4 and 5.

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

DATE : 25 September 2023.

P.C. :

Learned counsel for the Petitioners points out that Petitioners have already approached the concerned authorities in respect of the application made under Rule 107 of the Maharashtra Co-operative Societies Act, 1960 and the Rules framed thereunder. The learned AGP states that representation/application is made to the wrong Authority. The learned AGP and the learned counsel for Respondent-Bank points out that the Petitioners have made application/representations to the Divisional Joint Registrar instead of District Deputy Registrar. The learned counsel for the parties

suggest that to save time, instead of filing a fresh representation/application, the representation/application filed before the Divisional Joint Registrar be forwarded to the District Deputy Registrar, who is the appropriate authority. The learned AGP states that upon receipt of the said application/representation, the District Deputy Registrar will decide the same within a period of four weeks if not already disposed of.

2 Accordingly we dispose of the Writ Petition directing that the representation/application made by the Petitioners to Divisional Joint Registrar, Co-operative Societies, Nashik Division, Nashik be forwarded to the District Deputy Registrar, Co-operative Societies, Nashik within a period of two weeks. Thereafter the same be decided within a period of four weeks and the outcome be informed to the parties.

3 Writ Petition is accordingly stands disposed of.

4 All contentions of parties are kept open.

(MANJUSHA DESHPANDE, J.)

(NITIN JAMDAR, J.)