

Arjun

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.13066 OF 2023

Shriram Infrastructure Builder & Developer ...Petitioner
Through its Partners

1. Shri. Sanjeev Prabhakar Kulkarni & Anr.

V/s.

Special Recovery Officer, ...Respondents
Sharad Sahakari Bank Ltd., & Ors.

Mr. Sandeep S. Salunkhe, for the Petitioner.

Mr. P. B. Shah i/b Ms. Gunjan Shah, for Respondent Nos.1 &
2.

Mr. A. P. Vanarase, AGP, for the Respondent-State.

CORAM : MADHAV J. JAMDAR, J.
DATED : OCTOBER 23, 2023

P.C.:

1. The Petitioner in this Writ Petition has challenged the recovery certificate issued under Section 101 of the Maharashtra Co-operative Societies Act, 1960 (for short "**the MCS Act**").

2. Mr. Shah, learned counsel states that there is an alternate remedy of Revision under Section 154 of the MCS Act.

3. Accordingly, the Writ Petition is dismissed in view of availability of alternate remedy.

4. The Petitioner is at liberty to adopt an appropriate alternate remedy.

5. It is clarified that this Court has not considered the merits of the case, and all the contentions on merits are expressly kept open.

[MADHAV J. JAMDAR, J.]