

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO.3157 OF 2018

**The Jyoti Nagar Co-operative Housing
Society Ltd.**

: Petitioner.

Versus

Vidhi Ramesh Shah and ors.

: Respondents.

Mr. N. N. Bhadrashete i/by Mr. Samir Sarambalkar for the Petitioner.

Mr. D. S. Sakhalkar i/by Mr. Swapnil A Waradkar for Respondent Nos.1 and 2.

Mr. Manish Upadhye, AGP a/w Mr. Himanshu B. Takke, AGP for Respondent No.5.

Mr. Ashok Jadhav, Treasurer and Mr. Arjun Tupe, Committee Member for the Petitioner-Society present.

CORAM : ARIF S. DOCTOR, J.

DATE : 02nd FEBRUARY 2023

P.C. :

1. The present Petition impugns the orders dated 27th April 2018 and 19th August 2016 passed by the Divisional Joint Registrar, Co-operative Societies and the Deputy Registrar, Co-operative Societies respectively.

2. By the impugned orders the application of Respondent Nos.1 and 2 has effectively been allowed.

3. Today when the matter was called, Respondent Nos. 1 and 2 through counsel, state that they shall use and occupy the said Flat No.2 on the ground floor of the building of the Petitioner-Society in accordance with D.C. Regulations only. This statement is accepted as an undertaking to the Court.

4. Learned Counsel for the Petitioner is satisfied with this statement. Today the Representatives of the Petitioner Society are present in Court.

5. In light of this statement, Learned Counsel for the Petitioner seeks leave to withdraw the present Petition.

6. Leave granted.

7. Petition is therefore dismissed as withdrawn.

(ARIF S. DOCTOR, J.)