



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**910 WRIT PETITION NO. 4765 OF 2024**

MAJUR SAHAKARI SANSTHA LTD FULSANGVI  
THROUGH ITS CHAIRMAN BHAGWAN KAKASAHEB  
SONAWANE

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS  
PRINCIPAL SECRETARY AND OTHERS

...

AND

**924 WRIT PETITION NO. 4806 OF 2024**

VINAYAK MAJUR SAHAKARI SANSTHA LTD THROUGH  
ITS CHAIRMAN

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS  
PRINCIPAL SECRETARY AND OTHERS

...

AND

**932 WRIT PETITION NO. 4814 OF 2024**

MAHADEV MATI VADAR MAJUR SAHAKARI SANSTHA  
LTD REVAKI DEVAKI THROUGH ITS CHAIRMAN

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS  
PRINCIPAL SECRETARY AND OTHERS

...

AND

**944 WRIT PETITION NO. 4830 OF 2024**

SANT WAMANBHAU MAJUR SAHAKAI SANSTHA LTD  
FULSANGVI THROUGH ITS CHAIRMAN

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS  
PRINCIPAL SECRETARY AND OTHERS

...

AND  
**945 WRIT PETITION NO. 4834 OF 2024**  
SIDHARTH MAJUR SAHAKARI SANSTHA LTD THROUGH  
ITS CHAIRMAN SUJATA BHASKAR DONGARE  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH ITS  
PRINCIPAL SECRETARY AND OTHERS

...

Shri Sambhaji S. Tope, Advocate i/by Shri Bobade Yogesh K.,  
Advocate for the Petitioners.  
Shri V.M. Kagne, Shri R.S. Wani and Shri S.B. Narwade, AGPs  
for the Respondents/State.

...

**CORAM : RAVINDRA V. GHUGE**  
**&**  
**R.M. JOSHI, JJ.**

**DATE :- 07<sup>th</sup> May, 2024**

**Per Court :-**

1. Normally, we loathe to entertain petitions for recovery of monies since a Civil Suit for recovery has to be filed and the court fees have to be paid.

2. In the present case, the Petitioners are the Majoor Cooperative Societies. The Petitioners claim to have completed the work and the bills were forwarded. There are documents which indicate endorsements of the Public Works Department.

There are communications addressed by the Authorities to the Public Works Department, Mantralaya, Mumbai, praying for releasing the funds to clear payments of several contractors as like the Petitioners. The chart indicating the details with regard to work orders, bill dates, demand letters, etc. is as under:-

| Sr.No.<br>on<br>Board | Writ<br>Petition<br>No. | Date<br>of<br>work order        | First and<br>final bill                        | Demand by<br>Executive<br>Engineer | Demand by<br>Superintending<br>Engineer |
|-----------------------|-------------------------|---------------------------------|------------------------------------------------|------------------------------------|-----------------------------------------|
| 910                   | 4765/2024               | 01.06.2009<br>and<br>10.08.2009 | 01.06.2009,<br>09.06.2009<br>and<br>10.08.2009 | 24.11.2020                         | 26.11.2020                              |
| 924                   | 4806/2024               | 05.08.2013                      | 05.08.2013                                     | 24.11.2020                         | 26.11.2020                              |
| 932                   | 4814/2024               | 07.08.2010<br>and<br>01.10.2010 | 07.08.2010<br>and<br>01.10.2010                | 24.11.2020                         | 26.11.2020                              |
| 944                   | 4830/2024               | 07.08.2010                      | 07.08.2010                                     | 24.11.2020                         | 26.11.2020                              |
| 945                   | 4834/2024               | 31.10.2011<br>and<br>27.08.2012 | 31.10.2011<br>and<br>27.08.2012                | 24.11.2020                         | 26.11.2020                              |

3. In view of the above, considering our Writ Jurisdiction, we would not be entertaining these Writ Petitions. However, we record that as some amounts are undisputed, the Public Works Department shall ensure that the said amounts are paid to the Petitioners, within a period of 120 days from today, after verifying the records. In the event, the Public Works Department is required to pay the interest on delayed payments,

the said component would be taken into account. If the bills are rejected by the Authorities, the Petitioners will have to take recourse to a remedy as may be permissible in law, considering the law of limitation.

4. With the above directions, **these Writ Petitions are disposed off.**

*kps* ( R.M. JOSHI, J. )

( RAVINDRA V. GHUGE, J. )