

VRJ

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO.6537 OF 2024
WITH
WRIT PETITION NO.6538 OF 2024**

VAIBHAV
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Uday Pandurang Naik ... Petitioner
V/s.
Divisional Joint Registrar, Cooperative
Societies, Kolhapur & Ors. ... Respondents

Mr. Ruturaj Pawar for the petitioner.

Mr. J.P. Patil, AGP for the State in WP/6537/2024.

Ms. M.S. Srivastava, AGP for the State in
WP/6538/2024.

Mr. Deepak Lad for respondent No.3.

CORAM : AMIT BORKAR, J.

DATED : MAY 6, 2024

P.C.:

1. Prima facie the petitioner is a grandson of original member. The proceedings under Section 35 read with Rules 28 and 29 of the Maharashtra Cooperative Societies Act, 1960 and Maharashtra Cooperative Societies Rules, 1961 were not approved by the Registrar. Therefore, prima facie the petitioner was entitled to the membership based on transmission of rights unless it is shown that somebody else had inherited the grandfather's rights. Hence, the petitioner has made out a case for grant of ad-interim relief.

2. Issue notice to respondent No.3, returnable on **24 June 2024**.
3. Until further orders, there shall be ad-interim relief in terms of prayer clause (c).

(AMIT BORKAR, J.)