

VASANT
ANANDRAO
IDHOL

Digitally signed by
VASANT
ANANDRAO IDHOL
Date: 2024.06.27
19:11:29 +0530

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

WRIT PETITION NO. 8645 OF 2024

**WITH
INTERIM APPLICATION (ST) NO. 17649 OF 2024
IN
WRIT PETITION NO. 8645 OF 2024**

**WITH
INTERIM APPLICATION (ST) NO. 17630 OF 2024
IN
WRIT PETITION NO. 8645 OF 2024**

Rustomji Azziano Cooperative Housing Society (Wing E to K)	...Petitioner
Versus	
Kapstone Construction Private Limited	...Respondent

....

Mr.Chaitanya Chawan with Adv. Rahul Singh, Adv.Yash Naik and
Adv.Abaaz Shaikh i/b Legal Catalyst for the Petitioner.

Mr.Rohaam Cama with Mrs.Ayush Anandparn, Mr.Aryan Srivastava
& Mr.Sahil Singh i/b Wadia Ghandy for the Respondent.

Ms.Gauri Joshi i/b Ganesh & Co. for the Applicant / Intervenor in
IA (St.) No.17630 of 2024.

Mr.Chirag Kamdar with Mr.Aditya Seetharaman i/b Vishal Shriyan
for the Applicant / Intervenor in IA (St.) No.17649 of 2024.

A.G.P. for the Respondent – State.

....

CORAM	:	AVINASH G. GHAROTE, J.
DATE	:	27th JUNE 2024

P.C.:

1. Heard the learned counsel for the petitioner. In view of the alternate remedy of an appeal under Section 152 of Maharashtra Co-operative Societies Act (MCS Act) against the order impugned herein upon instructions, he seeks to withdraw the petition with liberty to approach the Appellate Authority. Statement is accepted.

2. The petition is dismissed as withdrawn with liberty to approach the Appellate Authority. Pending applications stand disposed of.

(AVINASH G. GHAROTE, J.)