

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.11579 OF 2024

Abdul Aziz Abdul Karim Kah Petitioners

V/s.

The State of Maharashtra, Thr. Respondents
Government Pleader & Ors.

Mr.Ranjit Patil i/b Mr.Nitish Pawar, for the Petitioners.
Ms.Poona Joshi-Deshpande, AGP, for Respondent Nos.1 to 3-
State.

CORAM : R.M. JOSHI, J.

DATE : 20th AUGUST 2024

P.C:-

. Heard learned counsel for the Petitioner.

2. At the outset, this Court has raised the query with regard to the maintainability of this Petition when Revision is maintainable against the impugned order under Section 154 of the Maharashtra Cooperative Societies Act, 1960. Though it is sought to be canvased on behalf of the Petitioner that, the Petitioner was not served the notice, the said issue cannot be gone into in this Petition and that it is not permissible for this Court to

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record finding of the fact for the first time.

3. The learned counsel for the Petitioner seeks time to take instructions as to whether the Petitioner is ready to deposit the amount involved in the certificate issued under Section 101 of the Act. At his request, stand over to 22nd August 2024.

4. It is clarified that, the pendency of the Petition shall not be treated as stay to the impugned order.

(R.M. JOSHI, J.)