

Shabnoor

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

WRIT PETITION NO.2233 OF 2025

Kashinath Vithoba Nale & Anr. ... Petitioners

V/s.

The State of Maharashtra
Through Divisional Joint Registrar
Co-operative Society & Anr. ... Respondents

Mr. Dipak Shinde for petitioners.

Ms. Sulbha Chipade for State – respondent.

CORAM : AMIT BORKAR, J.

DATED : FEBRUARY 18, 2025

P.C.:

1. Challenge in this petition is to an order passed by the Revisional Authority rejecting petitioners' revision for non-compliance under Section 154(2A) of the Maharashtra Co-operative Societies Act, 1960 ("MCS Act").

2. However, on perusal of the revision, it is evident that the petitioners have challenged the notice issued by the Special Recovery Officer in exercise of power under Rule 107(11) of the Maharashtra Co-operative Societies Rules, 1961. The notice issued under such Rule, cannot be termed as decision or order within the meaning of Section 154 of the MCS Act. Hence, the revision could have been entertained.

3. The writ petition is, therefore, dismissed.

(AMIT BORKAR, J.)

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