IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 848 OF 2025

Masooda Ashraf Majal … Petitioner

V/s.

Deputy Registrar A Ward … Respondent

Mr. Mutahar Khan with Vishal Hegde, Anuja Apte, Aishwarya Jose with Rohit Maurya, for the petitioner.

Mr. Shubham Bane with Sandeep Bane, Pooja Bane and Atharva Bane, for the respondent no. 2.

Mr. B.B. Dahiphale, AGP, for the respondent/State.

VARSHA DEEPAK GAIKWAD
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Date: 2025.08.12 15:10:28 +0530

CORAM : N.J. JAMADAR, J.

DATE : 11th AUGUST 2025

PC:

1. Heard the learned counsel for the petitioner.

2. The question as to whether the respondent-Society was entitled to appropriate the amount, which has been received from the petitioner towards the earlier certificates of recovery issued under Section 101 of the Maharashtra Co-operative Societies Act, 1960, in the face of the receipts issued by the Society and the amount of Rs. 22,62,662/- released by this Court towards the recovery certificates on *pro rata* basis, arises for consideration.

3. Let the respondent no. 2 – Society file an affidavit justifying appropriation of the payments.

4. Affidavit to be filed within a period of three week.

5. Stand over to 8th September 2025.

6. Ad-interim relief, granted earlier, shall continue to operate till the next date.

(N.J. JAMADAR, J)