

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

**WRIT PETITION NO.10892 OF 2025**

Ramnath Govind Ugalmugle ... Petitioner  
Vs.  
The State of Maharashtra & Ors. ... Respondents

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Mr. Narayan G. Rokade a/w Siddharth R. Ghodke, Ramchandra Wagh,  
Tribhuvan Sharma, Ankita Ugalmugale, Mrunmai Rokade for the  
Petitioner.

Mr. S. P. Kamble, AGP for the Respondent-State.

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**CORAM : M.S. KARNIK &  
N.R. BORKAR, JJ.**

**DATE : 08TH AUGUST 2025**

**PC. :**

1. Learned Counsel for the Petitioner relied upon the decision of this Court in the case of **Dattatray Kachru Aher vs. State of Maharashtra & Ors.** in **Writ Petition No.1385 of 2025** dated **04<sup>th</sup> February 2025**. He submitted that loan of Rs.1,80,210/- was sanctioned in favour of the Petitioner in the year 2004 by the Respondent-Loknete Dattaji Patil Sahakari Bank Limited and the proviso of Section 44A of the Maharashtra Co-operative Societies Act, 1960 will not apply. Therefore it is submitted that it was error on the part of Respondent-Bank to have initiated recovery for sum greater than the principal amount.

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2. Issue notice to the Respondents, returnable on **15<sup>th</sup> September 2025**.

Private notice on Respondent-Bank is permitted.

3. Learned AGP waives service of notice on behalf of the Respondent-State.

4. Till the returnable date, there shall be an ad interim relief in terms of prayer clause (c).

**(N.R. BORKAR, J.)**

**(M.S. KARNIK, J.)**