

AGK

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.11686 OF 2025

Rolin Peter Mendonca

... Petitioner

V/s.

The Returning Officer, Ashoka
Shopping Centre Premises Coop.
Society Limited & Ors.

... Respondents

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Mr. Suryakant Pise with Mr. Vikram Garewal for the
petitioner.

Mr. R.M. Mahadik, Returning Officer, Ashoka Shopping
Centre Premises Coop. Society Ltd., is present.

Mr. Tushar Momaiyah for respondent No.2.

Mr. P.G. Sawant, AGP for respondent No.3-State.

Mr. Dinesh Bhosale for respondent No.4.

CORAM : AMIT BORKAR, J.

DATED : SEPTEMBER 9, 2025

P.C.:

1. On perusal of the election program, it appears that the voting is scheduled to take place tomorrow, i.e., 10 September 2025. The grievance raised by the petitioner cannot, therefore, be adjudicated without presence of the society's appearance. Hence, it shall be open for the petitioner to raise his grievance in the election petition under Section 91 of the Maharashtra Cooperative Societies Act, 1960.

2. Keeping all contentions open in the writ petition open to be agitated in the proceedings under Section 91 of the Maharashtra Cooperative Societies Act, 1960, the writ petition stands disposed of.

(AMIT BORKAR, J.)