

Shabnoor

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

WRIT PETITION NO.11887 OF 2025

SHABNOOR
AYUB
PATHAN

Digitally signed by
SHABNOOR AYUB
PATHAN
Date: 2025.09.19
16:03:07 +0530

Jayant Patil & Ors.

... Petitioners

V/s.

The Divisional Joint Registrar
of the Cooperative Societies Mumbai
Division & Ors.

... Respondents

Mr. Rahul Soman a/w Suyash More for the petitioners.

Mr. P. V. Nelson Rajan, AGP for State – respondent.

CORAM : AMIT BORKAR, J.

DATED : SEPTEMBER 19, 2025

P.C.:

1. Leave to amend to add the Assistant Registrar as a party in person.
2. Amendment to be carried out within one week from today.
3. Issue notice to the respondents including newly added respondent, returnable on **17 October 2025**.
4. Prima facie, it appears that the order passed by the Assistant Registrar directing the society to refund the excess amount was complied with in January 2024. However, in exercise of powers under Section 79A(3)(a) of the Maharashtra Co-operative Societies Act, 1960, the Assistant Registrar has passed a subsequent order removing the managing committee. The

Assistant Registrar shall file a personal affidavit explaining the reasons for passing such a drastic order.

5. Until further orders, there shall be ad-interim relief in terms of prayer clauses (f), (g), and (h).

(AMIT BORKAR, J.)