



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR
WRIT PETITION NO.136 OF 2019

Pak Prkalp Fisheries Business Co-operative Society Ltd., Khadka and Others
Vs.
 The State of Maharashtra and Others

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. C.R. Sharma, Advocate for the Petitioners.
 Mr. H.R. Dhumale, AGP for the Respondent/State.
 Mr. Onkar Ghare, h/f. Mr. A.M. Ghare, Advocate for Respondent No.5.

CORAM: SIDDHESHWAR S. THOMBRE, J.

DATED : 12th NOVEMBER, 2025

1. Heard Mr. C.R. Sharma, learned counsel for the petitioner, Mr. H.R. Dhumale, learned AGP for the respondent/State and Mr. Onkar Ghare, holding for Mr. A.M. Ghare, learned counsel for the respondent No.5. .

2. The petitioner is challenging the Order dated 28.09.2018 passed by the respondent No.1- Commissioner/Additional Registrar of Co-operative Societies (Fisheries) Maharashtra State, whereby, registration of petitioner's society was cancelled under Section 21A of the Maharashtra Co-operative Societies Act, 1960 (for short "the Act, 1960")

3. Learned counsel for the respondents raised a preliminary objection about the maintainability of the present petition by pointing out that against the order passed under Section 21A of the Act, 1960, the petitioner is having an alternative and equally efficacious remedy to file an appeal under Section 152 of the Act, 1960.

4. In view thereof, without going to the merits of the case, the writ petition is **disposed of** as not maintainable. The petitioner is at liberty to file an appeal, within a period of four weeks from today. Time spent in prosecuting the present petition shall be taken into consideration by the appellate authority while considering the application for condonation of delay. The appellate authority shall decide the appeal within a period of three months. Interim order dated 15.01.2019 shall continue till the appellate authority decides the matter. No order as to costs.

(SIDDHESHWAR S. THOMBRE J.)

Privel