

AGK

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6464 OF 2026

Shailendra Anavkar & Others ... Petitioners

V/s.

Deputy Registrar, Cooperative
Societies & Others ... Respondents

Mr. Sanjiv Sawant with Mr. Abhishek Deshmukh and
Ms. Bhakti Wast for the petitioners.

Ms. Ravleen Sabharwal lwith Ms. Arushi Yadav for
respondent No.1.

Mr. Rajas Naik with Mr. Rohit Parab for respondent
Nos.3 and 4.

Mr. A.A. Alaspurkar, AGP for respondent No.6-State.

CORAM : AMIT BORKAR, J.

DATED : MAY 8, 2026

P.C.:

1. Prima facie, the documents placed on record before the Authorities under the Act indicate that the compliance as required under Sections 75 and 82 have been satisfied by the petitioners. This fact was pointed to the Authorities, and the Authorities have referred this fact in the order. However, while passing and confirming order of disqualification, factual incorrect findings are recorded. The Revisional Authority has even exceeded his brief by recording a finding regarding non-compliance for the year 2024-2025 when the show-cause notice was issued in August 2024 and was restricted to period prior to 2023-2024. This shows that there

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is deliberate non-compliance of the judgment of this Court.

2. Hence, respondent Nos.1 and 5 shall file their personal affidavit as to why departmental inquiry, or any other action warranted in the facts of case based on judgment of the Supreme Court in the case of *Union of India vs. K.K. Dhawan*, 1993 (2) SCC 56 shall not be initiated against them.

3. List this writ petition on **27 July 2026**.

4. Until further orders, there shall be ad-interim relief in terms of prayer clause (b).

(AMIT BORKAR, J.)