

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

WRIT PETITION NO. 7792 OF 2021

The Yeola Merchants Co-op. Bank Ltd. ... Petitioner

versus

The State of Maharashtra and Others ... Respondents

.....

Dr. Uday P. Warunjikar for the Petitioner.

Ms.R.A.Salunkhe, AGP for Respondent No.1-State.

Ms. Minal Shelar i/b. Mr. S.S.Patwardhan for Respondent No.2.

.....

**CORAM : NITIN JAMDAR &
MANJUSHA DESHPANDE, JJ.**

DATE : 26 SEPTEMBER 2023

P.C.:

We have perused the earlier order.

2. The learned Counsel for Respondent No.2 seeks time to file reply.

3. The learned Counsel for the Petitioner has drawn our attention to the communication issued by the Deputy Registrar (Urban Bank) to the Divisional Joint Registrar, Co-operative Society, Nashik. The grievance of the Petitioner is that in spite of passing the direction on 22 July 2021, nothing further has taken place. Once the Deputy Registrar has already issued a communication to the Divisional Joint Registrar, it is for the Deputy Registry to ensure follow up of his own

communication and it is for the Divisional Joint Registrar to either comply with the direction or give feedback. Therefore, in short, the writ jurisdiction is invoked for execution and compliance of the administrative direction issued. Therefore, we place responsibility on the Deputy Registrar to ensure compliance of his own communication or call for a report from the Divisional Joint Registrar as to what is transpired after communication dated 22 July 2021 and if there is no legal impediment to proceed to take action.

4. Leave is granted to the Petitioner to join the Deputy Registrar (Urban Bank) and the Divisional Joint Registrar, Co-operative Society, Nashik as party Respondents.

5. The learned AGP waives service of notice on behalf of the added Respondents and states that this order would be communicated to the Deputy Registrar.

6. Stand over to **19 October 2023**.

(MANJUSHA DESHPANDE, J.)

(NITIN JAMDAR, J.)