

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2007 OF 2026

Trimurti Nagri Sahakari Pat Saustha Maryadit
Jaysinghpur Thr. Its Chairman And Anr
Versus

...Petitioners

Dipak Bapuso Patil
And Ors

...Respondents

.....

Mr. Chetan G. Patil i/b. Mr. Raturaj Pawar, Advocate for the petitioners.
Ms. Tejas J. Kapre, AGP for respondents-State.

.....

**CORAM : MADHAV J. JAMDAR &
PRAVIN S. PATIL, JJ.**

DATE : 7th MAY, 2026.

P.C. :

1. Issue notice to the respondents, returnable on 16th July 2026.
2. The learned AGP waives service of notice on behalf of respondent Nos. 14 to 16.
3. In addition to the Court notice, the petitioner shall serve the respondents by private service and shall file an affidavit of service before the returnable date.
4. It is the submission of Mr. Patil, learned counsel for the petitioner, that a recovery certificate under Section 101 of the Maharashtra

Cooperative Societies Act has been issued. There is no challenge to the said recovery certificate. In execution of the recovery certificate, the property has been auctioned and the auction purchaser has paid the entire amount. Therefore, the impugned order dated 28th March 2020 passed by the Assistant Registrar, Cooperative Societies, Taluka Shirol (page 122 of Writ Petition No. 2207 of 2026), directing the petitioner-society to accept the entire due amount and issue a no dues certificate, passed is illegal.

5. In the facts and circumstances of the case and in view of the submissions made by Mr. Patil, learned counsel for the petitioner-society, till the next date, there shall be ad-interim relief in terms of prayer clauses (c) and (d). The said prayer clauses (c) and (d) read thus:

“(c) That pending hearing and final disposal of this Petition, this Hon'ble Court be pleased to stay the effect, execution, implementation and operation of the Letter dated 20.03.2026 issued by the respondent no.14 AR Co-op. Societies Shirol, annexed at "Exhibit-Q"

(d) That pending hearing and final disposal of this Petition, this Hon'ble Court be pleased to stay the effect, execution, implementation and operation of the impugned Order dated 23.03.2026 passed by Ld. Divisional Joint Registrar, Co-Op. Society, Kolhapur in Revision Application no. 8 of 2026, annexed at "Exhibit-R";”

6. Stand over to 16th July 2026 to be heard along with Writ Petition No. 1315 of 2026.

[PRAVIN S. PATIL, J.]

[MADHAV J. JAMDAR, J.]