IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 10239 OF 2026

Vishal Gokul Shinde & Anr. ....*Petitioners*

: Versus :

Divisional Joint Registrar, Co-operative Societies, Pune Division & Ors. ....*Respondents*

Mr. Omkar M. Sapre *i/b. Mr. Hemant R. Palve, for the Petitioners.*

Ms. Aloka A. Nadkarni, *AGP for State.*

CORAM : SANDEEP V. MARNE, J.

DATED : 10 AUGUST 2026.

P.C :

1) Heard Mr. Sapre, the learned counsel appearing for the Petitioners.

2) Issue notice to Respondent Nos.3 to 6 returnable on 3 September 2026. Hamdast granted. In addition to Court notice, private service is permitted, followed by filing of Affidavit of service.

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3) Perusal of the order dated 15 February 2025 passed by the Deputy Registrar would indicate that the Deputy Registrar himself has made an observation that the documents demanded are not the ones enumerated in Section 154B-8 of the Maharashtra Co-operative Societies Act, 1960 **(MCS Act)**. It appears that Respondent No.3 had demanded (i)bank accounts statement, (ii) list of defaulter members and (iii)income and expenditure statements from 23 October 2023 to 28 February 2025.

4) From the list of documents demanded by Respondent No.3, it is difficult to conclude that the same are the ones enumerated under Section 154B-8 of the MCS Act. It is also the case of the Petitioners that the concerned documents are actually supplied to Respondent No.3.

5) This Court has repeatedly taken a view that for non-compliance of documents which do not figure under sub-section (1) of Section 154B-8, disqualification under the provisions of Section 154B-23 of the MCS Act cannot be ordered.

6) In view of the above, the impugned order of disqualification dated 19 June 2026 shall remain stayed till the next date of hearing. Parties are put to notice that the petition shall be taken up for final disposal on the next date of hearing and this Court is proposing, subject to hearing the Respondents, to direct decision of pending Revision before the Divisional Joint Registrar by continuing the stay order in the meantime.

[SANDEEP V. MARNE, J.]

NEETA SHAILESH SAWANT
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