

CORRECTED FOR APPEARANCE

ITEM NO.25

COURT NO.5

SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 21647/2026

[Arising out of impugned final judgment and order dated 28-05-2026 in WP No. 5367/2026 passed by the High Court of Judicature at Bombay at Aurangabad]

KALE PRAVIN GANPAT & ORS.

PETITIONER(S)

VERSUS

DILIP B. BANKAR PATIL & ORS.

RESPONDENT(S)

IA No. 178209/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 178210/2026 - EXEMPTION FROM FILING O.T.

IA No. 178211/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

WITH

SLP(C) NO. 21665/2026 (IX)

IA No. 178680/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 178681/2026 - EXEMPTION FROM FILING O.T.

Date : 29-06-2026 These matters were called for hearing today.

CORAM :

HON'BLE MR. JUSTICE R. MAHADEVAN

HON'BLE MR. JUSTICE ALOK ARADHE

(PARTIAL COURT WORKING DAYS BENCH)

For Petitioner(s) :

SLP(C) 21647/2026 Ms. Meenakshi Arora, Sr. Adv.
Mr. Amol Karande, Adv.
Mr. Kiran Magar, Adv.
Mr. B Lakshmi Pallesh, Adv.
Mr. Ashutosh Srivastava, Adv.

Ms. Gayathri, AOR
Mr. Jarnail Singh, Adv.

SLP(C) 21665/2026 Mr. Amol Karande, Adv.
Mr. Kiran Magar, Adv.
Mr. B Lakshmi Pallesh, Adv.
Mr. Ashutosh Srivastava, Adv.
Ms. Gayathri, AOR
Mr. Jarnail Singh, Adv.

For Respondent(s) :

R.No.1 in Mr. Sudhanshu S. Choudhari, Sr. Adv. (Through VC)
SLP(C) 21647/2026

R.Nos. 4 to 12 in Mr. Sravan Kumar Karanam, AOR
SLP(C) 21647/2026 Mr. Santosh Kumar Yadav, Adv.

UPON hearing the counsel, the Court made the following
O R D E R

Heard learned counsel for the parties.

2. The learned senior counsel appearing for the petitioners submits that the dispute pertains to the eligibility of 22 individual shareholder-members to be included in the voters' list for the election to the Board of Directors of the Aurangabad District Central Co-operative Bank Ltd. for the tenure 2026-2031. It is contended that Resolution No. 20 approving the induction as members, the issuance of share certificates dated 29.02.2024, the deposit of the requisite share/admission amount on 14.03.2024, and their participation in the Annual General Meeting held on 29.09.2025 establish that

their membership stood completed before the relevant cut-off date. It is further submitted that the objections raised by respondent no. 1 were politically motivated and that respondent no. 1 had no locus standi to challenge the petitioners' membership.

3. Per contra, learned senior counsel appearing for respondent no. 1 submits that in terms of Section 27(3A) of the Maharashtra Co-operative Societies Act, 1960, an individual member becomes entitled to vote only upon completion of two years from the date of enrolment and therefore, the members concerned ought to have been enrolled on or before 21.03.2024. It is submitted that the petitioners had not completed the statutory period of two years as on the qualifying date and were therefore rightly excluded from the voters' list. It is further contended that the Bank's Annual Report reflected only 59 individual members as on 31.03.2024, whereas the draft voters' list contained 80 names; that the requisite share / admission amounts had not been deposited along with the applications; and that the membership registers in Forms 'I' and 'J' recorded the date of admission / payment as 12.04.2024. Learned senior counsel also contends that the counterfoils of the challans relied upon to establish remittance of the requisite fee are not genuine. It is

therefore, submitted that the objections filed by respondent no. 1 were rightly accepted by the Election Officer, which order has been affirmed by the High Court. While seeking time to file a counter affidavit, learned senior counsel further submits that the election process has already commenced and any interim order in favour of the petitioners would disrupt the election schedule.

4. Having regard to the rival submissions, the issue as the date of completion of the petitioners' membership and the deposit of the requisite admission / share amount involves disputed questions of fact, which require consideration on the basis of the material to be placed before this court. In the meantime, it is directed that the election process shall proceed as scheduled. However, the result of the election shall remain subject to the outcome of these Special Leave Petitions.

5. List the matters after four weeks.

6. Respondent No. 1 shall file his counter affidavit, by then.

(POOJA SHARMA)
AR-CUM-PS

(AVGV RAMU)
COURT MASTER (NSH)

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(PARTIAL COURT WORKING DAYS BENCH)

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SLP(C) 21647/2026 Ms. Meenakshi Arora, Sr. Adv.
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