

OFFICE OF THE GOVT. HEADQUARTERS
High Court Bench at Aurangbad
Jalna Road, Aurangabad.
Dt. 13.10.2016.

To,
The Commissioner for Co-operation
and Registrar, Co-operative Societies,
M.S., Pune.

Sub : Opinion in respect of interim order dt. 2.5.2016 passed
by this Hon'ble Court in W.P. No. 596/2015 with Writ
Petition No. 2871/2013 and 9355/2015. (Ahmednagar
Dist Certificate Auditors Service Association Ahmednagar
and others Vs. The State of Maharashtra and others.

Reference : Your communication dt. 28.8.2016 seeking opinion
in respect of the interim order dt. 2.5.2016.

Respected Sir,

From the interim order passed while granting rule by this
Hon'ble Court in W.P. No. 596/2015 with Writ Petition No.
2871/2013 and 9355/2015, it appears that, the provisions of
fixing audit fees lesser than what was fixed vide Circular dated
15.5.1992 is only stayed. It is therefore, that audit fees
prescribed for the petitioner societies / associations shall be
considered in terms of Circular dt. 15.5.1992 only in case in
terms of the amendment in rate of audit fees, the amendment fixes
lower rates.

It may therefore, be considered that, all other amendments
including restrictions on particular classes of societies to be
audited by particular association/societies shall remain in
operation and the interim order passed by this Hon'ble Court
while granting rule shall only be applicable to the extent of

fixation of audit fees in comparison to the Circular dt. 15.5.1992 only; after due consideration of the restriction of provisions as provided in the amended rules and rates prescribed after such amendment.

Hence this Opinion.

Yours truly,



(S.G. Karlekar)
Asst. Govt. Pleader
High Court bench at Aurangabad.

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