

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 4167 OF 2015

Subhash Rambhua Patil	.. PETITIONER
Versus	
State of Maharashtra & Ors	.. RESPONDENTS

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Shri P.B.Patil, Advocate for petitioner
Shri S.P.Daund, AGP for respondent State
Shri H.D.Patil, Adv. for respondent no.6.
Shri M.M.Avhad h/f Shri D.B.Thoke, Adv. for R.7.

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CORAM : SUNIL P. DESHMUKH, J.

DATED : 30TH APRIL, 2015

ORDER :-

1] Looking at the advanced stage of the election, save and except polling, all stages are over. In such a case, I do not deem it appropriate to cause interception in the ongoing election. The contention that the society would remain unrepresented, can be taken care of even subsequently. There is a dispute in respect of factual position about petitioner being nominated or not, resolution being legal or otherwise and looking at the decision of the Supreme Court in the case of **Shri Sant Sadguru Janardan Swami (Moingiri Moharaj) Sahakari Dagdha Utpadak Sanstha and Another Versys State of Maharashtra and Others**", reported in (2001) 8 SCC 509, I am not inclined to entertain the Writ Petition.

2] Writ Petition as such is rejected. However, it is open for the petitioner to take all other remedies as are available to him in respect of representation for respondent no.6 society.

(SUNIL P. DESHMUKH,J.)

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