

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.4449/2015

Vishwanath Shesherao Raut.
...Petitioner..

Versus

Returning Officer, Elections
Parbhani District Central Cooperative
Bank Ltd., Parbhani & others.
...Respondents...

.....

Shri N.B. Khandare, Advocate for petitioner.
Shri S.K. Tambe, AGP for respondent no.1.
Shri V.A. Bagul, Advocate for respondent no.3.

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CORAM: SUNIL P. DESHMUKH, J.

DATE: 24.04.2015

ORDER :

- 1] Heard learned counsel appearing for the parties.
- 2] In view of the dispute about facts being arisen since affidavit has been filed by the Election Officer denying the claim of petitioner that an objection was ever sought to be raised, in such a case, I do not deem it appropriate to enter into factual aspects looking at the scope of the writ petition.
- 3] The writ petition as such is not being entertained and is rejected. It would, however, be open for the

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petitioner to take up all such proceedings as are available in law questioning the legality of acceptance of nomination of respondent no.3 including an election petition. No order as to costs.

(SUNIL P. DESHMUKH, J.)