

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

WRIT PETITION NO. 11336 OF 2014

Abhaykumar s/o. Vithalrao Nirmal .. **PETITIONER**

VERSUS

The State of Maharashtra & others .. **RESPONDENTS**

...
Mrs. Sangmitra Wadmare, Advocate for the Petitioner
Mr. D.V.Tele, AGP for Respondent – State
Mr. K.V.More, Advocate for Respondent No.3.

...
**CORAM : S.S. SHINDE &
P.R.BORA, JJ.**
DATE: 08.04.2015

...
PER COURT:-

1] Heard. The point raised in this Petition is squarely answered in the case of **Nitin Bharat Mahuwale Vs. The State of Maharashtra** in Writ Petition No.4904 of 2014, decided on 22nd December, 2014. Upon considering the facts involved in the present case, those appears to be similar to the facts in Writ Petition No.4904/2014.

2] In that view of the matter, for the same reasons, which are assigned in the order dated 22nd December, 2014 in Writ Petition No.4904/2014, we dispose of the Writ Petition, with direction to the respondent that, the candidature of the petitioner shall not be rejected only on

the ground that, the petitioner had crossed upper age limit. The respondent shall, after considering other aspects of the matter, consider candidature of the petitioner.

3] Writ Petition is disposed of. No costs.

Sd/-
[P.R.BORA, J.]

Sd/-
[S.S.SHINDE, J.]

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DDC