

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.5025/2015

Vishnu s/o Ramaji Rathod and another

...Versus...

District Election Officer (APMC), District Deputy Registrar, Co-operative Society,
Washim and another

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri A.V. Band, Advocate for petitioners

CORAM : SMT. VASANTI A. NAIK AND
A.I.S. CHEEMA, JJ.

DATE : 28.08.2015

By this petition, the petitioners seek a declaration that the process of election to the Agricultural Produce Market Committee is illegal and in contravention with the provisions of Rule 53 (5) (a) & (b) of the Maharashtra Agricultural Produce Marketing (Development and Regulation) Rules, 1967.

According to the petitioners, the election to the market committee are held in contravention with the Rules of 1967 inasmuch as the respondent no.2 had allotted the same symbol to more than one candidates in the same constituency.

Since the election of the Agricultural Produce Market Committee is already conducted, the petitioners would have other remedies. It would not be proper to entertain the writ petition under Article 226 of the Constitution of India.

In view of the aforesaid, the writ petition is dismissed with no order as to costs.

JUDGE

JUDGE