

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

WRIT PETITION NO. 3560 OF 2015

Vandana Prakash Marwar

...PETITIONER

versus

Union of India and others

...RESPONDENTS

.....
Mr. V.D. Salunke, Advocate for petitioner

Mr. S.B. Deshpande, ASG for respondent No. 1

Mr. Alok M. Sharma, Advocate for respondent No. 2

.....

**CORAM : S. V. GANGAPURWALA AND
K.K. SONAWANE, JJ.**

DATED : 2nd AUGUST, 2016.

Order :-

1. We have heard Mr. Salunke, learned counsel for petitioner and Mr. Alok Sharma, learned counsel for respondents No. 2 and 3.

2. Pursuant to advertisement dated 28-10-2014 inviting applications for Rural (Kisan Seva Kendra) Dealership, the petitioner had applied from open category for the site of Sugaon. The petitioner was communicated vide order dated 17-03-2015 that her candidature has not been found eligible for retail outlet dealership as fund is deposited in co-operative bank and not scheduled bank. According to the petitioner, the same was not mandate of the advertisement.

3. Mr. Sharma, learned counsel for respondent No. 2 submits that subsequently guidelines have been amended and now respondent has accepted the funds deposited/kept in the any bank and guidelines

further states that all those cases where draw of lots and bidding process has been completed but letter of intents are not issued, all such cases are reviewed in light of the amended provisions.

4. In present case, it is not disputed that letter of intent has not been issued to any party. This court vide order dated April 1, 2015 had directed the parties to maintain *status quo* as on the said date.

5. In view of amendment made to the dealership selection guidelines and further that the same would be applicable to all cases where letters of intent were not issued, impugned order is quashed and set aside. Respondents shall not reject the candidature of the petitioner on the ground that deposit was made in the co-operative bank and not in the scheduled bank.

6. With aforesaid directions, writ petition stands disposed of.

Sd/-

[K. K. SONAWANE, J.]

Sd/-

[S. V. GANGAPURWALA, J.]

MTK