

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

WRIT PETITION NO.2726/2016

Shri Ishwar Chintamanji Pawar

...Versus...

Municipal Council, Kalmeshwar, Tah – Kalmeshwar, Distt. Nagpur, through its
Chief Officer and others

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

Court's or Judge's orders

Shri P.N. Shende, Advocate for petitioner

CORAM : SMT. VASANTI A. NAIK AND
MRS. SWAPNA JOSHI, JJ.

DATE : 13.06.2016

By this writ petition, the petitioner challenges the communication addressed by the respondent no.2 – President of the Education Society to the Joint Director of Higher and Technical Education, dated 9.12.2015, rejecting the complaint filed by the petitioner.

The petitioner claims to be an agriculturist and a social worker, who fights against the illegalities in the Society. It is the case of the petitioner that the respondent no.3 is residing in the same locality and is working as a lecturer/Physical Training Instructor in the college run by the respondent no.2 – Management. According to the petitioner, the respondent no.3 is elected as a Member of the Municipal Council and is receiving the salary from the respondent no.2 as well as the Municipal Council. It is stated that the respondent no.3 did not seek any permission

to contest the election before contesting the same and was elected.

We are afraid that the petition cannot be entertained at the behest of the petitioner. The petitioner has no *locus standi* to file the writ petition. Moreover, the respondent no.2 had constituted a Three Member Committee to look into the complaint made by the petitioner and has found that the allegations made by the petitioner in the complaint are not substantiated.

In the result, the writ petition fails and is dismissed with no order as to costs.

JUDGE

JUDGE

Wadkar