

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

WRIT PETITION NO.5906/2016

Pankaj Pradip Nemanwar ..vs.. Elector Officer, Akoli and others

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

Court's or Judge's orders

Mr. A. M. Ghare, Advocate for petitioner.
Ms R. Kaliya, A.G.P. for respondent no.2.
Mr. Kavimandan, Advocate for respondent nos.1 and 3.

CORAM : B. R. GAVAI & V. M. DESHPANDE, JJ.
DATE : OCTOBER 21, 2016

Heard.

The petition involves various disputed questions of fact which cannot be gone into in the writ jurisdiction under Article 226 of the Constitution of India. Apart from that, the election process is already set in motion.

Thus, as observed by the Apex Court in **Sant Sadguru Janardan Swami (Moingiri Maharaj) Sahakari Dugdha Utpadak Sanstha vs. State of Maharashtra; 2001 (8) SCC 509**, the petitioner can very well raise all these grounds in the election petition or dispute under Section 91 of the Cooperative Societies Act.

In that view of the matter, we are not inclined to entertain the present petition. The same is, therefore, rejected. No order as to costs.

JUDGE

JUDGE