

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 11896 OF 2017

SAVITA BHAURAO HOKE
VERSUS
THE MAHARASHTRA STATE ELECTION COMMISSION

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Advocate for Petitioner : Shri Nimbalkar Aniruddha A
AGP for Respondents - State authorities : Shri Tambe S.K.
Advocate for Respondent - SEC : Shri Shelke S.T.

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CORAM : RAVINDRA V. GHUGE, J.
Dated: September 27, 2017
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PER COURT :-

1. The petitioner is aggrieved by the acceptance of the nomination form of respondent No.3 for the reason that she does not have a washroom (toilet) and would, therefore, be prohibited from being elected as a member of the Gram Panchayat or continue as such in the light of the disqualification, which she may incur under Section 14(1)(j-5) of the Maharashtra Village Panchayat Act.

2. This petition and the objections raised, is heard at 7.15 pm tonight. The date for withdrawal of nominations has already ended at 1500 Hrs. The third respondent, whose nomination form is accepted, is not before this Court, as this petition has been filed today and taken up urgently at 7.15 pm. I deem it appropriate to dispose off this petition with liberty to the petitioner to take recourse to the legally permissible

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remedy under Section 14(1)(j-5) of the said Act in the event respondent
No. 2 is elected as a Member of the Gram Panchayat.

3. The Writ Petition is accordingly disposed off.

(RAVINDRA V. GHUGE, J.)

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