

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

WRIT PETITION NO. 12084 OF 2017

GEETA LAXMAN CHEDE AND ANOTHER
VERSUS
THE STATE ELECTION COMMISSION AND OTHERS

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Advocate for the Petitioners : Shri Andhale Sandip R..
Advocate for Respondents 1 and 2 : Shri S.T.Shelke.
Advocate for Respondent 3/ State : Shri N.T.Bhagat.

...

CORAM: RAVINDRA V. GHUGE, J.

DATE :- 04th October, 2017

Per Court:

1 This matter was heard for some time.

2 The nomination forms and the decision of the Returning
Officer declaring that the Petitioners will be contesting the election from
the General Category as was mentioned in the nomination forms, have
been considered.

3 It is just 48 hours in between today and the polling date
which is 07.10.2017.

4 The learned Advocate for the Petitioners, therefore, submits
on instructions that the Petitioners be permitted to withdraw this petition
with liberty to prefer an election petition for challenging the election of
those candidates in the backdrop of the grievance raised by the Petitioners

in this petition. It is further prayed that if an election petition is filed, the same may be expedited to be decided within a particular time frame.

5 Considering the above, this Writ Petition is disposed of as withdrawn with liberty as prayed for.

6 If the Petitioners prefer an election petition or any other proceeding, as is permissible in law, for challenging the election of those candidates, the concerned authority dealing with such an election petition or proceeding, shall decide the same as expeditiously as possible and preferably within a period of TWO YEARS from the date of filing of such proceedings.

7 Needless to state, all contentions, averments and grievances put forth by the Petitioners in this petition are kept open.