

Anand

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2272 OF 2016

Vasant Nau Mhatre

.Petitioner

Vs.

The State of Maharashtra & ors.

.Respondents

Mr. A. T. Gade, Advocate, for the Petitioner

Mr. S. P. Thorat, Advocate, for the Respondent No. 2

Mr. M. J. Bhatt, Advocate, for the Respondent Nos. 5 to 11

Mr. A. B. Kadam, AGP, for the Respondent Nos. 1, 2, 2A, 3, 4 & 12
– State

CORAM : REVATI MOHITE DERE, J.

DATE : 27.09.2018

P.C.

. Learned counsel for the Petitioner fairly places on record a Division Bench Judgment of this Court Aurangabad Bench, (Coram : H. L. Gokhale & P. B. Gaikwad, JJ.) in the case of *Narayan Atmaram Borase vs. State of Maharashtra & ors.*, reported in **2005(3) ALL MR 410**. He submits that in view of the said Judgment, as the remaining dispute of the elected members of the Grampanchayat has come to an end and the subsequent holding of elections, the Petition is rendered infructuous.

2. Accordingly, the Petition is disposed off as infructuous.

Needless to state, that the proceedings which are pending before the Minister against the penalty imposed by the Tahsildar, same are independent proceedings which will be decided by the authority, on its own merits and in accordance with law.

3. The Petition is disposed off in the aforesaid terms.

(REVATI MOHITE DERE, J.)