

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

915. WRIT PETITION NO.1358 OF 2019

Rukhmin S/o Bhanudas Kamble,
age 65 years occupation household
R/o Karam Taluka Sonpeth District Parbhani

.... Petitioner

VERSUS

1. The State of Maharashtra
Through : Principal Secretary,
Rural Development and Panchayat Raj Department,
Mantralaya, Mumbai - 32
 2. The State Election Commission,
Mumbai
 3. The District Collector,
Parbhani District Parbhani
 4. The Tahsildar,
Sonpeth Taluka Sonpeth District Parbhani
 5. The Block Development Officer,
Panchayat Samiti, Sonpeth
Taluka Sonpeth District Parbhani
- ...Respondents

Mr. Ramchandra J. Nirmal, Advocate for petitioner

Mr. S.B. Pulkundwar, Asstt.Govt.Pleader for respondents No.1 to 4

CORAM : SUNIL P. DESHMUKH, J.

DATE : 31st January, 2019

ORDER:

1. Learned counsel for petitioner purports to submit that

reasons for non-submission of caste/tribe validity certificate cannot be attributed to petitioner and the situation had been out of her control.

2. Indisputed factual position is that petitioner had been declared as elected member of *Gram Panchayat*, Sonpeth, in 2015, and yet, petitioner has not been able to submit her caste/tribe validity certificate.

3. Having regard to the Full Bench decision in the case of *Anant H. Ulahalkar Vs. Chief Election Commissioner and others*, reported in 2017 (1) *Mh.L.J.* 431, endorsed by the Apex court in the case of *Shankar s/o Raghunath Devre (Patil) vs. State of Maharashtra and others in petitions for Special Leave to Appeals bearing no. 29874-29875/2016*, it does not appear that the petition would carry any substance. The writ petition, as such, is not being entertained and is rejected.

**(SUNIL P. DESHMUKH)
JUDGE.**

Madkar