

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

WRIT PETITION NO. 7820 OF 2019

Latabai Yedu Sonwane

.. Petitioner

Versus

The State of Maharashtra and others

.. Respondents

Shri Prashant D. Suryawanshi, Advocate for the Petitioner.

Shri V. M. Kagane, A.G.P. for Respondent Nos. 1 to 5.

**CORAM : S. V. GANGAPURWALA AND
MANGESH S. PATIL, JJ.**

DATE : 27TH JUNE, 2019.

FINAL ORDER :

. The learned counsel for the petitioner submits that, enquiry is not conducted against the responsible persons, though it was directed by the Divisional Commissioner.

2. The enquiry, it appears was conducted. It was held that, the Tahsildar and also Naib Tahsildar are not responsible for the negligence. Now it is submitted that, it is the election officer who is responsible for negligence and it was deliberate act of the election officer. In the petition also we do not find pleading about deliberate act of the election officer in not forwarding election expenses. Moreover it is for the authority to take action, if any

act of negligence or misconduct appears of any authority. If Sub Divisional Officer has passed some orders, it is for the officers concerned to take appropriate steps. The petitioner cannot be said to have personal interest in the same. The Sub Divisional Officer has submitted the report dated 01.04.2018 to the Collector. It is for the Collector in his wisdom to take further steps as is permissible in law.

2. In the light of the above, the writ petition is disposed of. No costs.

[MANGESH S. PATIL, J.]

[S. V. GANGAPURWALA, J.]

bsb/June 19