

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 6492 OF 2016

Mr.Sameer Sikander Nadaf ..Petitioner
V/s.
Additional Commissioner and
Special Registrar, Co. Op. Soc. & Ors. ..Respondents

**WITH
WRIT PETITION NO. 6493 OF 2016**

Mr.Jayhind Yadavrao Phadtare ..Petitioner
V/s.
Additional Commissioner and
Special Registrar, Co. Op. Soc. & Ors. ..Respondents

**WITH
WRIT PETITION NO. 6494 OF 2016**

Mr.Kailash Ashok Bhore ..Petitioner
V/s.
Additional Commissioner and
Special Registrar, Co. Op. Soc. & Ors. ..Respondents

**WITH
WRIT PETITION NO. 6495 OF 2016**

Mr.Shrikaant Vithal Mhamane ..Petitioner
V/s.
Additional Commissioner and
Special Registrar, Co. Op. Soc. & Ors. ..Respondents

**WITH
WRIT PETITION NO. 6497 OF 2016**

Smt.Jayshree Mohanrao Gudge ..Petitioner
V/s.
Additional Commissioner and
Special Registrar, Co. Op. Soc. & Ors. ..Respondents

**WITH
WRIT PETITION NO. 6498 OF 2016**

Mr.Shivaji Tukaram Ghadge	..Petitioner
V/s.	
Additional Commissioner and Special Registrar, Co. Op. Soc. & Ors.	..Respondents

**WITH
WRIT PETITION NO. 6499 OF 2016**

Mr.Subhash Ramchandra Gonjari	..Petitioner
V/s.	
Additional Commissioner and Special Registrar, Co. Op. Soc. & Ors.	..Respondents

**WITH
WRIT PETITION NO. 6500 OF 2016**

Mr.Nitin Mahadev Veer	..Petitioner
V/s.	
Additional Commissioner and Special Registrar, Co. Op. Soc. & Ors.	..Respondents

**WITH
WRIT PETITION NO. 6501 OF 2016**

Mr.Bhimrao Baburao Ghodke	..Petitioner
V/s.	
Additional Commissioner and Special Registrar, Co. Op. Soc. & Ors.	..Respondents

**WITH
WRIT PETITION NO. 6502 OF 2016**

Mr.Bhimrao Maruti Dham	..Petitioner
V/s.	
Additional Commissioner and Special Registrar, Co. Op. Soc. & Ors.	..Respondents

**WITH
WRIT PETITION NO. 6503 OF 2016**

Mr.Abhiraaj Dilip Nagmal	..Petitioner
V/s.	
Additional Commissioner and Special Registrar, Co. Op. Soc. & Ors.	..Respondents

**WITH
WRIT PETITION NO. 6504 OF 2016**

Mr.Ashok Dattatraya Bhole	..Petitioner
V/s.	
Additional Commissioner and Special Registrar, Co. Op. Soc. & Ors.	..Respondents

**WITH
WRIT PETITION NO. 6505 OF 2016**

Mr.Sachin Mohanrao Gudge	..Petitioner
V/s.	
Additional Commissioner and Special Registrar, Co. Op. Soc. & Ors.	..Respondents

Mr.Amey Sawant i/b Mr.S.M. Sabrad for the Petitioners.

Ms.Shraddha Pawar i/b Mr.Dilip Bodke for Respondent No.3.

Mr.S.D. Rayrikar, AGP for the Respondent-State in Writ Petition No.6492 of 2016.

Mr.A.P. Vanarse for the Respondent-State in Writ Petition No.6493 of 2016.

Mr.M.C. Walimbe for the Respondent-State in Writ Petition No.6495 of 2016.

Mr.P.P. Pujari for the Respondent-State in Writ Petition No.6497 of 2016.

CORAM : C.V. BHADANG, J.

DATE : 06th FEBRUARY 2020

P.C.

1. The challenge of these petitions is to the rejection of the nomination papers of the petitioners by an order passed way back on 31st May 2016, which order has been confirmed by the Appellate Authority on 10th June 2016.

2. The learned counsel for the petitioners states that this Court in a batch of connected petitions being Writ Petition No.6494 of 2016 and others had granted Rule on 15th June 2016. However perusal of the said order shows that the said petitions were admitted, only for the academic purpose of deciding scope of bye-law No.40 of respondent No.3-Bank.

3. The learned counsel for respondent No.3 on the contrary points out that one of the connected petitions being Writ Petition No.8060 of 2010 has been dismissed by this Court on 18th January 2017, in view of the fact that the election had already taken place. He further points out that based on the said order this Court

has dismissed two other petitions being Writ Petition Nos.4511 of 2017 and 4513 of 2017 on 30th January 2020.

4. Considering the circumstances and particularly having regard to the fact that the challenge is to the rejection of the nomination in May 2016 and the elections are long over and further having regard to the fact that the three connected petitions involving a similar issue have already been dismissed, I decline to entertain the petitions. The petitions are accordingly dismissed, with no order as to costs.

Nilam
Kamble

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by Nilam Kamble
Date: 2020.02.07
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5. The issue of the scope of the bye-law No.40 of the Bank, is left open.

C.V. BHADANG, J.