

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

**970 WRIT PETITION NO.2577 OF 2021
WITH CA/2116/2021 IN WP/2577/2021**

**MANOHAR MAROTI WADJE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

...

Advocate for Petitioner: Mr. P. G. Godhamgaonkar
h/f. Mr. Ghute Patil Kishor J.

AGP for Respondents/State: Mr. A. R. Kale

Standing Counsel for Respondent:

Mr. A. B. Kadethankar

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**CORAM: S. V. GANGAPURWALA &
SHRIKANT D. KULKARNI, JJ.**

DATE: 09th FEBRUARY, 2021

PER COURT:

1. We have heard Mr. Godhamgaonkar, learned Counsel for the petitioner, the learned A.G.P. and Mr. Kadethankar, learned Counsel for the respondents.

2. It is submitted by the respondents that the petitioner has a remedy of Election Petition.

3. The petitioner is challenging the declaration of respondent no. 5 as an elected candidate. The

same can be challenged by way of an Election Petition.

4. In view of that, writ petition is disposed of with liberty to the petitioner to avail the alternate remedy. All contentions are kept open.

5. In view of disposal of the writ petition, the civil application stands disposed of.

[SHRIKANT D. KULKARNI, J.]

[S. V. GANGAPURWALA, J.]

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