

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

**1022 WRIT PETITION NO.2006 OF 2021  
WITH  
CIVIL APPLICATION NO.2001 OF 2021  
IN  
WRIT PETITION NO.2006 OF 2021**

**RAMCHANDRA S/O KESHAV HIWALE ..PETITIONER**

**VERSUS**

**THE STATE OF MAHARASHTRA AND OTHERS ..RESPONDENTS**

...  
Mr. Aashish T. Jadhavar, Advocate for the  
Petitioner.

Mr. D. R. Kale, Incharge GP for Respondents-State.  
Mr. A. B. Kadethankar, Advocate for Respondent  
No.2.

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

**DATED : 05<sup>th</sup> FEBRUARY, 2021.**

**PER COURT:-**

1. Mr. Jadhavar, learned counsel submits that the post of Sarpanch for village panchayat Raja, Tal. Sailu is reserved for SC (women). According to the learned counsel for Grampanchayat Raja, Tal. Sailu not a single SC (women) candidate is elected and the said seat should go to SC candidate.

2. Mr. Kale, learned In-charge Government Pleader submits that in case, the woman candidate of SC or ST is not available, then the Collector/Authority would proceed in accordance with Rule 4(A) of the Maharashtra Village Panchayat (Sarpanch and Up-Sarpanch) Election Rules, 1964.

3. The insistence of Mr. Jadhavar, learned counsel for petitioner is also that the Authority in that case should adhere to Rule 4(A) of the Rules, 1964.

4. As it is already submitted by the In-charge Government Pleader that in such contingencies as apprehended by petitioner, the Authority will have to follow Rule 4(A) of the Rules, 1964. No further orders are necessary.

5. Writ Petition accordingly disposed of. No costs.

6. In view of disposal of writ petition, present civil application stands disposed of.

**(SHRIKANT D. KULKARNI)**  
**JUDGE**

**(S. V. GANGAPURWALA)**  
**JUDGE**