

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

925 WRIT PETITION NO.12274 OF 2021

DATTU NIVRUTTI AALTE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Irpatgire A.N.
A.G.P for Respondent Nos. 1 & 2 : Mr. Y. G. Gujrathi.
Advocate for Respondent No. 3 : Mr. S. K. Kadam.
Advocate for Respondent No. 5 : Mr. Bhausahab B. Bhise.

CORAM : MANGESH S. PATIL, J.
DATE : 17.11.2021.

PER COURT :

Heard both the sides finally.

2. The election in respect of the respondent No. 3-Bank under the Maharashtra Co-Operative Societies Act, 1960 is under way.
3. The petitioner is aggrieved by rejection of his nomination.
4. The matter pertains to an election in respect of a Co-Operative Society under the Maharashtra Co-Operative Societies Act. This Court has already taken a view that the observations and the conclusions drawn by the full Bench of this Court in the matter of *Karmaveer Tulshiram Autade and Ors Vs. State Election Commission, Mumbai and Ors., 2021 (2) Mh.L.J. 349* which pertain to a similar issue in respect of election to the Gram Pachayat under the Maharashtra Village Panchayat Act, can be followed by analogy.
5. It is also being informed at the Bar that the decision of this Court dated 05.11.2021 was challenged before the Supreme Court but it has refused to entertain it.

6. For the self-same reasons as have been given in the order dated 05.11.2021 in Writ Petition No. 12006/2021 and connected matters, the Writ Petition is dismissed keeping open the avenue of preferring an Election Petition. All the issues are kept open.

(MANGESH S. PATIL, J.)

mkd/-