

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR
WRIT PETITION NO.83/2021

Sima w/o Santosh Thakre .vs. The Collector, Yavatmal and anr.

Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's Orders.

Court's or Judge's orders.

Mr. M. P. Kariya, Advocate for petitioner.

Mrs. M. A. Barabdhe, A.G.P. for respondent nos. 1 and 2.

CORAM : V.M. DESHPANDE, J.

DATED : FEBRUARY 15, 2021

Heard Mr. Kariya, learned counsel for petitioner
 and Mrs. Barabdhe, learned A.G.P. for respondent nos. 1 and 2.

By this writ petition, the petitioner is challenging
 order passed by respondent no.2-Election Officer in not
 accepting the nomination paper of the petitioner, who has
 contested the election from Ward No.3 of village Goregaon.

This Court (Coram: Manish Pitale, J.) on
 04.01.2021 granted interim relief in favour of the petitioner,
 subject to the result of this writ petition.

Learned counsel for petitioner submits that the
 petitioner contested the election and got elected.

In the meanwhile, Full Bench of this Court in Writ
 Petition (ST). No. 26/2021, Karmaveer Tulshiram Autade and
 Ors. vs. The State Election Commission, Mumbai and ors.;
 decided on 13.01.2021, held that writ petition challenging
 rejection of nomination papers is not maintainable.

Hence, the writ petition is dismissed as not
 maintainable. Since writ petition itself is not maintainable,
 interim order dated 04.01.2021 stands vacated and its
 consequences to follow.

JUDGE