

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO. 3541/2021

Shrikant Bhimraoji Gawande

...Versus...

District Co.Op. Election Officer and others

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

Court's or Judge's orders

Shri N.A.Gawande, Advocate for the petitioner.
Shri K.L.Dharmadihari, AGP for Respondent No. 1
Shri Alok Daga, Advocate for Respondent No. 3

CORAM : AVINASH G. GHAROTE, J.

DATE : 24/09/2021

Heard Mr. Gawande, learned counsel for the petitioner, Mr. Daga, learned counsel for the respondent No.3. Mr. Dharmadhikari, learned AGP appears for respondent No.1.

2] The challenge is to the order dated 9.8.2021 passed by the Election Officer, whereby the inclusion of the name of Respondent No.3 in the final voters' list has been permitted.

3] Learned counsel for the petitioner submits that Respondent No.3 is an office-bearer of a defaulting society and therefore, her name could not have been included in the

final voters' list.

4] The impugned order does not indicate this. The certificate filed on record dated 8.7.2021 also does not indicate so. The final voters' list was published on 30.8.2021. The stage now is set for allotment of symbols, as the stage of withdrawal of nomination is already over, in view of which I do not think it necessary to interfere in my jurisdiction under Article 227 of the Constitution of India. Writ petition is dismissed.

5] Needless to say that any grievance which the petitioner may have regarding the inclusion of the name of Respondent No.3 in the final voters' list, can be raised in appropriate proceedings, after the election is over.

JUDGE