

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

WRIT PETITION NO. 3682 OF 2021

Ramkrishna Tulshiram Pragat

...Versus...

The Returning Officer Cum Assistant
Registrar Cooperative Societies and others

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

Court's or Judge's orders

Mr.A.M.Ghare, counsel for the petitioner.
Mr.S.M.Ukey, Addl.G.P. for respondent Nos.1 and 2.

CORAM : AVINASH G. GHAROTE, J.

DATE : 29/09/2021

Heard Mr. Ghare, learned counsel for the petitioner
and Mr. Ukey learned AGP for respondent Nos.1 and 2.

2. None appears for respondent No.3, though served.

3. Learned Additional Government Pleader Mr.Ukey
appearing for respondent Nos.1 and 2 fairly submits, that
Rule 21(3) of the Maharashtra APMC (Election to Committee)
Rules, 2017, which requires the candidate to submit a caste
validity certificate issued by the Competent Authority, has not
been annexed by the respondent No.3 along with his
nomination and therefore, the Election Officer ought to have
rejected his nomination on that ground.

4. In view of the above statement, the impugned order
dated 15/09/2021, is hereby quashed and set aside.

5. The respondent No.1 is directed to delete the name of respondent No.3, from the list of candidates whose nominations are accepted.

6. The petition is accordingly disposed of. No costs.

JUDGE

KHUNTE