

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

**934 WRIT PETITION NO.6682 OF 2019**

**RAMRAO DASHRATH GAIKWAD  
VERSUS  
THE STATE OF MAHARASHTRA AND ANOTHER**

...  
Advocate for Petitioner : Mr. Suryawanshi Govind G.  
AGP for Respondents : Mr. S.B. Pulkundwar  
Advocate for Respondent No.2 : Mr. D.Y. Nandedkar  
...

**CORAM : A.S. GADKARI &  
S.G. MEHARE, J.J.**

**DATED : 17<sup>th</sup> FEBRUARY, 2022**

**PC.:-**

1. At the outset, learned counsel appearing for respondent no.2 – Corporation raised a preliminary objection and submitted that, against the impugned Resolution No.98 dated 26.11.2018 passed by the Standing Committee of respondent no.2, substantive alternate statutory remedy to prefer an appeal as contemplated under Section 451 of the Maharashtra Municipal Corporation Act, is available to the petitioner and without availing the said remedy, petitioner has directly approached this Court.

2. In view thereof, learned counsel for the petitioner seeks leave to withdraw present petition with liberty to approach the Appellate Authority as contemplated under Section 451 of the Maharashtra Municipal Corporation Act.

Leave and liberty granted.

3. Petition is disposed off as withdrawn with the aforesaid liberty.

(S.G. MEHARE. J.)

(A.S. GADKARI, J.)