

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

WRIT PETITION NO. 6747 OF 2022

Sunil Vitthalrao Kodape __ Vs. __ State of Maharashtra and ors

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

Court's or Judge's orders

Mr. I.G.Meshram, Advocate for petitioner
Mr. I.J.Damle, AGP for respondent nos. 1 & 6
Mr. S.S.Ghate, Advocate for respondent nos.2 & 3
Mr. P.D.Meghe, Advocate for respondent nos. 4 & 5

CORAM : AVINASH G. GHAROTE, J.
DATE : 17/11/2022

1] Heard Mr.Meshram, learned counsel for the petitioner.

2] The petition challenges the order dated 13.10.2022 (pg 80) whereby the appeal filed by the petitioner has been rejected.

3] It is submitted that since the name of the petitioner was not included in the preliminary voters list published on 21.9.2022, a complaint was lodged by the petitioner on 23.9.2022 (pg 78) with the Returning Officer. According to Direction 29-I of 2022, the complaint was to be decided within the period of three days, which has not been done. It is against this inaction that appeal was preferred, which is rejected by the impugned order.

4] The process of election has already commenced and the present stage is that the balloting has to take place on 20.11.2022, considering which I am not inclined to interfere in the election process, which has already commenced and is at the stage indicated above. The petition is therefore dismissed. No costs.

5] Needless to say that the petitioner will be entitled to raise and air his grievance in any proceedings which are legally permissible to him before any authority, consequent to the election.

JUDGE

Rvjalit