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Date: 2023.12.22
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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.15914 OF 2023

Shri. Madhukar Dadaso Phadtare ...Petitioner

V/s.

State of Maharashtra & Ors. ...Respondents

Mr. Shailendra S. Kanetkar for Petitioner.

Smt. V.S. Nimbalkar, AGP for State.

Mr. P.D. Dalvi for Respondent No.4.

Mr. Deelip Patil Bankar, Chief Standing Counsel,
SCEA for Respondent Nos.2 and 3.

CORAM: MADHAV J. JAMDAR, J.

DATE: 21st December 2023

P.C.:

1. After arguing the Writ Petition for some time, Mr. Kanetkar, learned Counsel appearing for the Petitioner on instructions seeks withdrawal of the Writ Petition with liberty to file election dispute under Section 91 of the Maharashtra Co-operative Societies Act.

2. Accordingly, the Writ Petition is allowed to be withdrawn with liberty as prayed.

3. It is clarified that this Court has not considered the merits including the maintainability of such election dispute and all contentions in that behalf are expressly kept open.

4. The Writ Petition is allowed to be withdrawn subject to above, with no order as to costs.

(MADHAV J. JAMDAR, J.)