

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 14915 OF 2024

Tai Lahanya Mandavkar @

Tai Laxman Waghmare

... Petitioner

versus

State of Maharashtra and Others

... Respondents

....

Mr.Chintamani K. Bhangoji for the Petitioner.

Ms.P.J.Gavhane, AGP for the Respondent -State.

....

CORAM : RAVINDRA V. GHUGE &  
M.M. SATHAYE, JJ.

DATE : 23<sup>RD</sup> OCTOBER, 2024

P.C.:

1. Going by the statement of the Petitioner, the Vigilance Cell inquiry is yet to be completed. Because she is an elected person, to save her election, she desires that the Committee should decide the matter within 13 days.

2. Considering the law laid down by the Full Bench of this Court in *Anant H. Ulahalkar and Another Vs. Chief Election Commissioner and Others, 2017 (1) MhLJ 431* and by the Hon'ble Supreme Court in *Shankar Raghunath Devre (Patil) Vs. State of Maharashtra and Others, (2019) 3 SCC 220*, the election of the Petitioner

cannot be protected beyond a period of one year in the light of the ordinance issued by the State of Maharashtra, thereby extending the protection period from 6 months to one year.

3. Keeping in view the law laid down by the Hon'ble Supreme Court in *Maharashtra Adiwasi Thakur Jamat Swarakshan Samiti Versus the State of Maharashtra and Others*, 2023 SCC OnLine SC 326, the Vigilance Cell inquiry will have to be conducted with utmost seriousness.

4. Though the Petitioner has been elected on 6<sup>th</sup> November, 2023 and one year concludes on 5<sup>th</sup> November 2024, this Petition is filed on 21<sup>st</sup> October, 2024 and now the Petitioner desires that the Committee should decide her claim within 13 days.

5. In view of the above, as we are informed that the matter has now been referred to the Vigilance Cell Committee, we would expect the Committee to decide the proceedings as expeditiously as possible.

6. With the above directions, **this Writ Petition is disposed off.**

( M.M. SATHAYE, J.)

( RAVINDRA V. GHUGE, J.)