



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

ELECTION PETITION NO. 2 OF 2025

Vijay @ Balasaheb Bhausahab Thorat .. Petitioner

Versus

Amol Dhondiba Khatal and others .. Respondents

Mr. R. N. Dhorde, Senior Advocate i/by V. R. Dhorde a/w S.S. Dudhane,
Advocate for the Petitioner.

CORAM : KISHORE C. SANT, J.

DATED : 24th JANUARY, 2025.

P C. :-

. Heard learned senior advocate for the petitioner.

2. This petition is filed alleging violation of Section 100 (1) (d) (i) (iv) and Section 123 (2) of the Representation of the Peoples Act. It is submitted that, the returned candidate i.e. respondent No. 1 has suppressed the fact about his income, registration of forms etc. and thus his form was improperly received and accepted by the returning officer. Non disclosure about income source also amounts to corrupt practice. The learned senior advocate submits that, in the Form No. 26-A in column No. 7 the returned candidate has written as not applicable in spite of arrears of taxes to the Government. In support of his submissions he relied upon the judgment in the case of Lok Prahari

through its General Secretary S. N. Shukla Vs. Union of India and others¹.

3. Issue notice to respondents, returnable on 14.02.2025. Hamdast allowed.

4. Office objection as regards Election Commission not a party will be considered on the next date.

(KISHORE C. SANT, J.)

PS.B.

1 (2018) 4 Supreme Court Cases 699.