



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

WRIT PETITION NO.1804 OF 2026

Diman Govardhan Tonge Vs. Additional Collector, Yavatmal & Ors.

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. A.S. Dhore, Advocate for the Petitioner.

Mr. H.R. Dhumale, AGP for the Respondent No.1/State.

CORAM: PRAFULLA S. KHUBALKAR, J.

DATED : 26th FEBRUARY, 2026

1. Heard learned counsel for the petitioner.
2. Petitioner's challenge is to the Order dated 17.02.2026 passed by the respondent No.1 - Additional Collector, Yavatmal thereby, disqualifying the petitioner as Sarpanch of the Grampanchayat by exercising the power under Section 36 of the Maharashtra Village Panchayat Act, 1959 (for short "the Act").
3. Learned counsel for the petitioner submits that the monthly meetings of the Grampanchayat was, in fact, held in the month of February-2023. He further submits that the petitioner was not put to notice about any such allegation when the proceedings under Section 36 of the Act were initiated.
4. In view of this, issue notice to the respondents, returnable after four weeks.
5. Learned AGP waives service of notice on behalf of respondent No.1/State.

6. Petitioner is permitted to serve the remaining respondents by private mode, in addition to regular mode of service and file affidavit of service in that regard by next date.

7. In the meantime, there shall be ad-interim relief in terms of prayer clause (ii) which is reproduced as follows :-

“Stay the effect and operation of the impugned order dated 17/02/2026 (at Annexure-A) passed the respondent no.1- Additional Collector, Yavatmal in Grampanchayat Dispute No.06/36/2025, Grampanchayat Wanojadevi, Tah. Maregaon, District Yavatmal and thereby direct that the post of Sarpanch of Grampanchayat Wanojadevi, Tah. Maregaon, District Yavatmal shall not be filled in, during pendency of the present petition”

(PRAFULLA S. KHUBALKAR, J.)

Privel