

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.7334 OF 2004

SUREKHA BAPU MARATHE

APPELLANT(S)

VERSUS

CHIEF EXE.OFFICER, ZILLA PARISHAD & ORS.

RESPONDENT(S)

O R D E R

Heard Mr.R.K.Pandey, learned counsel for the appellant.

The matter relates to the interpretation of Sections 14(h), 16,

124 and 129 of the Bombay Village Panchayat Act, 1958. The High

Court, by the impugned order, has rejected the writ petition filed by the

appellant thereby confirming the order passed by the Collector, Jalgaon

declaring the appellant as disqualified from the post of Member of Gram

Panchayat, Shirsoli, Taluka and Dist.Jalgaon, Maharashtra, in view of

the provisions of Sections 14 (h) and 16 of the said Act. The election

was conducted in the year 2001.Learned counsel for the appellant

states that the five year period for which the election was conducted is

also over and that the subsequent election has also been conducted. In

view of the said submission, there is nothing further survives in this

Civil Appeal to be adjudicated upon any further.

Though the appellant's writ petition was dismissed by the

High Court affirming the order passed by the lower authorities, this

Court, while issuing notice in the SLP stage on 19.03.2004, granted

stay of the order of the Addl.Collector disqualifying the appellant. In

view of the submission now made in the Court, we dispose of the appeal

as having become infructuous. No costs.

...J.

.....

(Dr. AR. LAKSHMANAN)

...J.

.....

(LOKESHWAR SINGH PANTA)

NEW DELHI;

24TH MAY, 2006.

ITEM NO.105

COURT NO.4

SECTION IX

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

CIVIL APPEAL NO(s). 7334 OF 2004

SUREKHA BAPU MARATHE

Appellant (s)

VERSUS

CHIEF EXE.OFFICER, ZILLA PARISHAD & ORS.

Respondent(s)

Date: 24/05/2006 This Appeal was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Appellant(s)

Mr.R.K.Pandey, Adv.

For Mr. Kuldip Singh,Adv.

For Respondent(s)2&3

Mr. Shivaji M. Jadhav,Adv.(N.P.)

For R.1&4

Mr. Aniruddha P. Mayee ,Adv (N.P.)

UPON hearing counsel the Court made the following

O R D E R

Heard counsel for the appellant.

The appeal is disposed of as having become infructuous, in terms of the signed order.

(G.V.Ramana)

Court Master

(Phoolan Wati Arora)

Court Master

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(Signed order is placed on the file)