

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).5146/2006

(From the judgement and order dated 27/02/2006 in WP No. 5140/2005 of The  
HIGH COURT OF JUDICATURE OF BOMBAY AT AURANGABAD)

GUBNAR PANCHFULLA HULLA

Petitioner(s)

VERSUS

VITHAL JALWA GOPNER & ORS.

Respondent(s)

(With prayer for interim relief )

Date: 31/03/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Petitioner(s)

Ms.Aparajit Singh, Adv.

For Mr. T. Mahipal,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Heard petitioner's counsel.

The learned Judge has held that the proper remedy for the petitioner

would have been to  
file an election petition. The petitioner maintained that she obtained the maximum number of votes and  
the subsequent declaration by the Collector was done probably. We find no reason to interfere with the  
order passed by the High Court. However, we make it clear that, in our opinion, the period of delay  
caused by the pendency of these proceedings have to be extended, when a proper election petition is  
filed by the petitioner. Accordingly, we direct that the petitioner would be entitled to get the period of  
delay condoned in filing an election petition, if it is filed within 10 days from today.

The special leave petition is disposed of accordingly.

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(G.V.Ramana)

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Court Master

Court Master