

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.**

WRIT PETITION NO.6479 OF 2009

Shri Avinash s/o Sumantrao Londhe .. Petitioner

Versus

The State of Maharashtra and others .. Respondents

Shri A.S.Golegaonkar, Advocate for petitioner
Shri V.B.Ghatge, AGP for respondent-State

**CORAM : P.V. HARDAS AND
A.V. POTDAR, JJ.**

DATE : 30th September 2009

PER COURT :

1. This is a petition under Article 226 of the Constitution of India by which the petitioner prays for issuance of a writ directing respondents 3 and 4 to provide information which is sought for by the petitioner in his application dated 17.2.2009 forthwith and further direct respondent No.2 to take appropriate steps in accordance with law against respondents 3 and 4.

2. We are informed by the learned Counsel for the petitioner that the petitioner had filed an application under the provisions of Right to Information Act, 2005 seeking certain information. Since information as desired by the petitioner was not submitted to the petitioner, the petitioner has availed the statutory remedy of filing appeal. We are informed that the second appeal has been filed by the petitioner and is pending consideration before the appellate authority. In the light of the fact that the petitioner has availed the remedy under the Act and second appeal is pending, we decline to interfere in this petition. Accordingly, this writ

petition which is sans merit is summarily dismissed with no orders as to costs.

(A.V.POTDAR, J.)

(P.V.HARDAS, J.)

(vvr/6479.09wp)