

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 13714 OF 2018

Niraj Eknath Kabadi

Petitioner

Versus

State of Maharashtra & Ors.

Respondents

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SONTAKKE

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WITH
INTERIM APPLICATION NO. 1184 OF 2025
IN
WRIT PETITION NO. 13714 OF 2018
WITH
INTERIM APPLICATION NO. 4019 OF 2025
IN
WRIT PETITION NO. 13714 OF 2018

Mr. Sachin Pawar a/w Sagar Kadam, Nikhil Mallelwar, Dewang Mhatre for
Petitioner.

Ms. Savita Prabhune, AGP for Respondent-State.

Mr. Vishwajeet Surve a/w Sakshi Jadhav, Suchitra Ballal for the Intervener.

Mr. R. S. Apte, Senior Advocate i/b. Mandar Limaye for Respondent Nos. 2 to 4.

Ms. Sonal S. Kale, Officer (AMC) is present.

CORAM: G. S. KULKARNI &
AARTI SATHE, JJ.

DATE: 22nd September 2025

P.C.

1. Today we have encountered a very disturbing incident that Mr. Vijay Kurle who has no concern whatsoever with the present proceedings as he was not representing any of the parties has disturbed the Court proceedings, when the Judgment was being dictated, and that too with quite a vehemence. We requested Mr. Vijay Kurle to not disturb the Court proceedings and leave the Court, which he ultimately accepted after we summoned the security officer. Considering the

clear order passed by this Court dated 15th April 2025 in Civil Writ Petition No. 6700 of 2018 along with connected matters, such conduct of Mr. Kurle would be required to be taken as an ex-facie breach of such orders as also Mr. Kurle's actions and conduct disturbing the Court proceedings when Judgment was being dictated would require the Court to proceed to initiate contempt proceedings of contempt having committed on the face of the Court is liable for an action as per the Contempt of Courts Act, 1971.

2. We accordingly called Mr. Kurle to appear before us, when we put him this notice that such action and conduct on his part amounted to contempt for which we instantly intended to pass orders. Mr. Kurle however has taken a fair stand and submits that he regrets on his appearance and such conduct. He states that he will file an affidavit tendering an unconditional apology that he would not repeat such conduct.

3. In the aforesaid circumstances, we consider it to be in the interest of justice and as Mr. Kurle has agreed to mend his actions and conduct in his appearances before the highest Court of the State, we accept Mr. Kurle's request and permit him to file an affidavit tendering unconditional apology, that he shall not henceforth breach any orders passed by this Court and that he has regretted today's conduct in the Court proceedings. Let such affidavit be placed on record during the course of the day.

(AARTI SATHE, J.)

(G. S. KULKARNI, J.)