

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 5234 OF 2023

Noel Samson Chincholkar ... Petitioner
Versus
The Vice Chancellor, Mumbai University & Ors. ... Respondents.

Mr. S.G. Kudle, for the Petitioner.

**CORAM : RAVINDRA V. GHUGE AND
ASHWIN D. BHOBE, JJ.**

DATE : 7th APRIL, 2025

P.C. :

1. While mentioning the matter at 10.30 a.m., Shri Kudle suddenly erupted and started throwing tantrums at the Court. This is not the first time that Advocate Shri. S.G. Kudle has consistently objected even if a common date is granted. When we tried to pacify him, Shri Kudle was uncontrollable. When we tried our best to tell him that we have granted an early date for hearing, he raised his voice and started talking about his integrity, contending that he is the only person in this Bar who has integrity. He, then, threw his circulation note towards the Court Sheristedar in a disrespectful manner.

2. We are aware of the Orders dated 10.10.2017 and 8.11.2017

passed by this Court [Coram B R Gavai (as his Lordship then was) and Sandeep K. Shinde, JJ], in WP No. 375 of 2016, wherein it was observed as under :-

Paragraphs-2 and 3 of the order dated 10/10/2017 :-

“2. We are of the considered view that the conduct of Mr. S.G. Kudle in obstructing the Court in proceeding further with discharging its duties amounts to interference in the administration of justice. The Registry is therefore directed to issue notice in Form No.I to Advocate Mr. S.G. Kudle, as to why action for committing contempt of this Court, for obstructing the Court in discharge of its duties and thereby interfering in the administration of justice should not be initiated against him.

3. Notice to be made returnable on 8th November, 2017.”

Paragraphs- 2, 3 & 4 of the order dated 8.11.2017:-

“2] In the said affidavit, it is stated that the deponent tenders his unconditional apology and has requested for accepting the same with further request to discharge the Suo Moto Show Cause Notice No.4 of 2017.

3] At the outset, we may say that we do not derive any pleasure in an unpleasant task of issuing notices to the lawyers for committing contempt of the Court. Lawyers and Judges are two wheels of Chariot of Institution of Justice; none superior and none inferior. Unless both the wheels travel in symphony, it is not possible to do justice to the litigants before the Court. Had the deponent, not persisted upon continuing with hearing of the matter, this Court

would have been the last Court to have issued such notice.

4] In any case, since Mr. Kudle, learned Advocate, has now realized the difficulties of the Court and tendered his unconditional apology, we also do not wish to precipitate the matter.”

3. List this Petition on **23rd April, 2025** in the “**Urgent**” category on the **supplementary board**.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)