

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

**CIVIL APPLICATION NO.8983 OF 2021
IN CP/32/2021 WITH CP/32/2021 IN WP/5241/2018**

**DR. VAISHALI SITARAM PRADHAN
VERSUS
ANANDRAO HARKUJI SHAMKULE AND OTHERS**

...
Advocate for Applicant : Mr. S. N. Pagare
AGP for Respondents : Mr. S. P. Tiwari
Advocate for Petitioner in WP/5241/2018 : Mr. D. P. Palodkar
...

**CORAM : S. V. GANGAPURWALA AND
R. N. LADDHA, JJ.**

DATE : 03rd SEPTEMBER, 2021

PER COURT :

1. We have heard Mr. Pagare, learned counsel for applicant, Mr. Palodkar, learned counsel for petitioner in the writ petition and the learned AGP.
2. The learned counsel for applicant submits that the present applicant had intimated him, but on the relevant date he was hospitalised, and as such, could not appear for the present applicant, though was instructed.
3. Mr. Palodkar, learned counsel for non-applicant No.1 does not object to the prayer, considering the reason given.
4. In view of that, the Civil Application is allowed. The order dated 05-08-2021, issuing bailable warrant against the

present applicant is recalled.

5. Mr. Pagare, learned counsel, assures this Court that the affidavit of the present applicant would be filed in the contempt petition within two weeks.

6. Place the matter on 16th September, 2021.

(R. N. LADDHA, J.)

(S. V. GANGAPURWALA, J.)