

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

923 WRIT PETITION NO.6056 OF 2023
WITH CA/6875/2023 IN WP/6056/2023

ASHOK BABANRAO KHOKARALE
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE SECRETARY
AND OTHERS

...

Mr. D. R. Jayabhar, Advocate for the Petitioner,
Mr. S. G. Karlekar, AGP for the Respondents State

CORAM : RAVINDRA V. GHUGE, &
Y. G. KHOBRAGADE, JJ.

DATE : 8th June, 2023

ORDER:

1. This matter was heard for some time.
2. The learned Advocate for the Petitioner submits on instructions that the Petitioner be permitted to withdraw this petition with liberty to prefer a civil suit.
3. In view of the above, this **petition is disposed off** as withdrawn on instructions. However, we make it clear that if the Petitioner files a civil suit and it turns out to be a vexatious cause of action, the court dealing with the said suit would be at liberty to impose exemplary costs on the Petitioner.
4. The Civil application does not survive and stands **disposed off**.

(Y. G. KHOBRAGADE, J.)

(RAVINDRA V. GHUGE, J.)