



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

**CIVIL APPLICATION NO. 5393 OF 2025
IN WP/7510/2024**

Sagar Ravindra Mahajan

VERSUS

Ashwini Koushal Patil And Others

...

Mr. Prakash Gaikwad, Advocate for Applicant

Mr. V. S. Badakh, AGP for Respondents-State

Mr. M. M. Bhokarikar, Advocate for Respondent no.1

.....

CORAM : ROHIT W. JOSHI, J.

DATED : 23RD JULY, 2025

PER COURT :-

. Although, the learned AGP and learned Advocates for respondent nos.1 and 2 strongly oppose the application, having regard to the settled legal principle that litigant should not suffer for the mistake of Advocate or Advocate's Clerk, the Civil Application is allowed.

2. Writ Petition No.7514 of 2025 is restored to file.

3. Issue notice to the respondents returnable on 26.08.2025. Mr. Bhokarikar, learned Advocate waives service of notice for respondent no.1. Learned AGP waives service of notice for respondent nos.2 and 3. Petitioner is permitted to serve the respondent by registered post, acknowledgment due and all other permissible modes of private service in addition to regular mode of service.

(ROHIT W. JOSHI, J.)