

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

**INTERIM APPLICATION NO.44 OF 2025
IN
WRIT PETITION NO.5381 OF 2006**

Prakash Ganpat Mode ... Petitioner/Applicant
V/s.
President/Secretary-Mumbai
Pradesh Arya Vidya Sabha and ors. ... Respondents

Mr. Prakash Ganpat Mode, Petitioner in-person is present.

Ms. Anupama Shah with Ms. M. M. Shah, Advocates for Respondents No.1 and 2.

Mr. Hamid Mulla, AGP for the State/Respondent No.3.

CORAM : SANDEEP V. MARNE, J.

Dated : 28 February, 2025.

P.C. :

1. Interim application is filed seeking recall of the order dated 12th December, 2024 by which cost of Rs.15,000/- are imposed on Respondents No.1 and 2. It appears that Respondents No.1 and 2 have already offered to pay cost of Rs.15,000/- to the Petitioner. Therefore, the application is not pressed *qua* imposition of cost. However, Ms. Shah, learned counsel appearing for Respondents No.1 and 2 feels that observations made by this Court in order dated 12th December, 2024 seek to cast aspirations personally against her.

2. The Petition is already heard finally today and the judgment is being reserved. The observations made by this Court in order dated 12th December, 2024 appear to be made essentially in the spirit of disposal of the old petitions pending before this Court. The same are not meant to constitute personal criticism of any Advocate practising in this Court. Since cost of Rs. 15,000/- is already offered by Respondents No.1 and 2 to the Petitioner, in my view there is no question of recall of the order dated 12th December, 2024. It is however clarified that the order shall not be read to mean personal criticism of Ms.Shah, learned counsel appearing for the Respondents No.1 and 2.

3. Interim Application is accordingly disposed of.

(SANDEEP V. MARNE, J.)