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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 8427 OF 2025**

Malati Krushnarao Kapare ... Petitioner

vs.

Kiran Kakasaheb Ghortale and Ors ... Respondents

Mr. S.S. Panchpor for Petitioner.

CORAM : GAURI GODSE, J.

DATED : 4th JULY 2025

ORDER:

1. This writ petition is filed to challenge the order rejecting the application to appoint the Court Commissioner. This application is rejected at the pre-trial stage. Hence, learned counsel for the petitioner seeks leave to withdraw the petition with liberty to file appropriate application at the time of the trial.

2. Leave granted. Petitioner is at liberty to file appropriate application for the appointment of a Court Commissioner at the time of trial as permissible in law. If such application is made, the same shall be decided on its own merits, uninfluenced by the impugned order.

3. All rival contentions of the parties on merits are kept open.

4. Writ Petition is disposed of as withdrawn with liberty as recorded above.

(GAURI GODSE, J.)