

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

WRIT PETITION NO.4167 OF 2017

Bhiku Natha Patil

...Petitioner

vs.

Baburao Tatya Patil (Since decd.) through LRS.

...Respondents

Mr. Ramdas A. Shelke for the Petitioner.

CORAM : SMT. SADHANA S. JADHAV, J.

DATE : 22nd November, 2017

P.C.:

. Mr.Shelke, learned counsel for the Petitioner submits that during the pendency of this petition, Regular Civil Suit No.138/2008 has been decided and the same has been challenged by filing an appeal. Hence, the prayer in the petition has become infructuous. Petition stands disposed of with no order as to costs. All contentions of the parties on merits are kept open to be considered by the Appellate Court.

(SMT. SADHANA S. JADHAV, J.)