

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.7596/2016

Shivani Dilip Desai

... Petitioner

V/s.

Vijay Mhalharrao Desai

... Respondent

Mr. Amit Borkar for the Petitioner

Mr. Prasad B. Kulkarni for the Respondent

CORAM: K.K. TATED, J.
DATED : JANUARY 22, 2019

P.C. :

1 Heard.

2 By this petition under Article 227 of the Constitution of India, the Petitioner - Plaintiff challenges the order dated 29.03.2016 passed by the learned District Judge - 1, Kolhapur below Exhibit- 24 in Regular Civil Appeal No. 106/2015 rejecting Plaintiff's Application for recasting the issues.

3 The learned counsel for the Petitioner submits that during pendency of the Writ Petition, the Regular Civil Appeal No.106/2015 itself stood disposed of finally. He submits that in view of disposal of the appeal itself, nothing survives in the Writ Petition.

4 Hence, the Writ Petition stands dismissed as infructuous.

5 No order as to costs.

(K. K. TATED, J.)