

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CONTEMPT PETITION NO.111 OF 2017
IN
CIVIL APPLICATION NO.4704 OF 2007
IN
FIRST APPEAL NO.2122 OF 2005**

Shivaji Narhari Kawade
(since deceased through his legal
heirs Ms. Nanda Shivaji Kavde & Ors.) ... Petitioners
versus
Ramchandra Narhari Kawade and Ors. ... Respondents

Ms. Tanvi Kamat-Deosthale i/by Mr. Mandar Limaye, for Petitioners.

**CORAM: AKIL KURESHI &
S.J. KATHAWALLA, JJ.
DATE: 13th JUNE, 2019**

P.C.:

1. The Contempt Petition is filed on the ground that the Respondent No.1 (now deceased) has committed willful contempt of the orders passed by this Court. Admittedly, Respondent No.1 has passed away. In view thereof, the Contempt Petition will not survive against the heirs of Respondent No.1. The learned Counsel for the Petitioner on instructions seeks to withdraw the Contempt Petition on the ground that the same has become infructuous. The Contempt Petition is disposed of as withdrawn as having become infructuous.

(S.J.KATHAWALLA, J.)

(AKIL KURESHI, J.)