

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

Civil Application (CAN) No. 60 of 2021
in
Contempt Petition No. 107 of 2019
in
Criminal Appeal No. 124 of 2010

[Rameshchandra S/o Vishwanath Patel ..vs.. Uday S/o Nagesh Dhake]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. R. Siddhartha, Advocate h/f Mr. P. V. Navlani, Advocate for the
applicants

Mr. A. B. Mirza, Advocate for the respondent

CORAM : ROHIT B. DEO, J.

DATED : 07-09-2021

This application is taken out seeking condonation of delay of 125 days in bringing on record the legal heirs of deceased petitioner. Legal heirs of the deceased petitioner contend that they are interested in prosecuting the contempt petition.

2. While contempt is a matter between the Court and the contemnor, since the application is made by the legal heirs of the deceased petitioner, the same is allowed. The delay is condoned.

3. The application is disposed of.

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4. The application is allowed. The cause title be corrected and legal heirs mentioned in paragraph 2 of the application be brought on record in place of the petitioner.

5. The application is allowed in aforesaid terms.

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6. The respondent is absent. The respondent shall remain personally present at 10.30 a.m. on 16-9-2021. It is made clear that the learned counsel for the contemnor shall be heard on framing a charge and if the charge is framed, the contempt petition may be finally decided on that day.

7. In the interregnum, the contemnors are at liberty to purge the contempt, if they think so fit.

JUDGE