

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

**WRIT PETITION NO. 2042 OF 2018
WITH
CIVIL APPLICATION NO. 1720 OF 2018
IN
WRIT PETITION NO. 2042 OF 2018**

Laura Furtado (since deceased)
Mr. Brian Anthony Furtado & Ors.

...Petitioners

Vs.

Chemox Exports Imports Pvt. Ltd.

...Respondents

Mr. Dushyant Purekar for Petitioners
Mr. Vikrant Makhare i/b Adv. Negandhi Shah & Himayatullah for
Respondents.

CORAM : NITIN W. SAMBRE, J.

DATED : 09th NOVEMBER, 2022

P.C.:

1. Heard.
2. Impugned in the petition is an order passed below Exhibit-16 on 04/01/2018 by Small Causes Court, Bombay whereby the prayer of the petitioners/respondents to the aforesaid appeal before the Appellate Bench of the Small Causes Court for dismissal of the suit, came to be rejected.
3. My attention is invited to the judgment delivered by the Appellate Court of Small Causes Court in appeal no. 18 of 2013 on 04/05/2019 whereby respondents appeal was dismissed.

4. As the order impugned which is passed in the appeal being appeal no. 18 of 2013 is already dismissed, the subject matter in the petition has rendered infructuous.
5. The petition, as such, stands disposed of.
6. In view of disposal of petition, the civil application does not survive and also stands disposed of.

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(NITIN W. SAMBRE, J.)