



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH : NAGPUR**

**WRIT PETITION NO.4130 OF 2018**

Shri Bhagwatiprasad S/o Ramroop Pande .Vs. Bholanath Alias Kalu S/o Bimalaprasad  
Tripathi and others

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Office Notes, Office Memoranda of  
Coram, appearances, Court's Orders  
or directions and Registrar's order

Court's or Judge's Order

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None for the petitioner.

Shri J.B. Gandhi, Advocate for respondent Nos.1 and 2.

**CORAM : ANIL S. KILOR, J.**

**DATED : 02/11/2023**

1. None for the petitioner.
2. The present petition arises out of order below Exh.104 rejecting the application preferred by the petitioner under Order 1, Rule 1(3) and 10 read with Section 151 of the Code of Civil Procedure.
3. Shri Gandhi, learned counsel for the respondent Nos.1 and 2 points out that, the Special Civil Suit No.18 of 2003 was dismissed vide judgment and decree dated 31.07.2019. In that view of the matter, the petition has become infructuous.
4. Accordingly, the writ petition is **disposed of** as infructuous.

**JUDGE**