IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CONTEMPT PETITION NO.45 OF 1994

Suo Motu
vs.
Dr.Kantilal Bansilal Kankaria ...Respondent

CORAM: A.S.OKA,J.
DATE : APRIL 30,2007.

P.C.:

1. Office noting shows that a report has been received from the Chief Judicial Magistrate, Pune that the sole Respondent has expired. In this view of the matter, nothing survives in the Contempt Petition and the same is disposed of.

2. I find that the papers of the Family Court Appeal No.85 of 1993 have been kept along with the Suo Motu Contempt Petition. As a result, the Family Court Appeal has not been placed before the concerned Division Bench. In my view, there was no necessity of keeping the papers of the Family Court Appeal along with the Suo Motu Contempt Petition. Office could have attached a xerox or a typed copy of compilation of the Family Court Appeal to the papers of the Contempt Petition. Such practice of keeping with the file of Suo Motu Contempt Petition the file of the original matter in which Suo Motu notice is ordered to be issued has to be discontinued forthwith. Such a practice may have result in causing a delay in disposal of the main matter in which notice of contempt has been issued.

3. The Registrar (Judicial-I) will issue necessary direction in that behalf. If the Family Court Appeal is still pending, the same will be placed before the appropriate Division Bench in the first week of June 2007.

JUDGE