

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 586 of 2024****With****CIVIL APPLICATION (FOR DIRECTION) NO. 1 of 2024****In R/SPECIAL CIVIL APPLICATION NO. 586 of 2024**

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PATEL DINESHBHAI MOHANBHAI & ORS.**Versus****PATEL MORARBHAI KARSHANBHAI & ORS.**

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Appearance:**MR. NISHIT P GANDHI(6946) for the Petitioner(s) No. 1,2,3****MR MEET D KAKADIA(11896) for the Respondent(s) No. 2,3,4,5,6,7****MR VEDANT D GAIKWAD(10444) for the Respondent(s) No. 2,3,4,5,6,7****NOTICE SERVED for the Respondent(s) No. 1,10,11,12****NOTICE SERVED BY DS for the Respondent(s) No. 8,9**

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CORAM:HONOURABLE MR. JUSTICE NIKHIL S. KARIEL**Date : 30/09/2024****ORAL ORDER**

1. Heard learned Advocate Mr. Nishit P. Gandhi for the petitioners, learned AGP Mr. Nikunj Kanara for the respondents No.8 and 9-State Authorities and learned Advocate Mr. Meet Kakadia for the respondents No. 2 to 7.

2. Considering the submissions made by learned Advocates for the respective parties, since it prima facie appears to this Court that the petitioners and the respondents No. 2 to 7 as well as the respondents No.10 to 12 who inspite of being served have not appeared, are all relatives, therefore an attempt should be made to resolve the dispute through Mediation.

3. For such purpose, the present petition is referred to the Mediation

Center attached to the High Court and whereas appropriate notices or steps shall be issued to all parties to intimate about the mediation process.

4. Let the learned Mediator submit his report by 28.10.2024. Till such time, it would be open for the respondents No. 2 to 7 to use the pathway between Survey No. 265 and 264 and 271 to access their own lands. This is without prejudice to rights and contentions of both the parties.

(NIKHIL S. KARIEL,J)

BDSONGARA