

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 924 of 2024**

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PATEL BRIJESHKUMAR BALDEVBHAI

Versus

STATE OF GUJARAT & ORS.

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Appearance:

JIGNESHKUMAR M NAYAK(8558) for the Petitioner(s) No. 1

ADVANCE COPY SERVED TO GOVERNMENT PLEADER/PP for the
Respondent(s) No. 1

MR HS MUNSHAW(495) for the Respondent(s) No. 5,8

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CORAM:ADDITIONAL REGISTRAR (JUDICIAL)**Date : 08/07/2025****ORAL ORDER**

1. Perused the withdrawal of appearance note dated 23.06.2025 addressed to the office filed by learned advocate Mr. H. S. Munshaw appearing for the respective parties and the office note dated 03.07.2025 pertaining to the same.
2. It prima facie appears from the withdrawal of appearance note filed by the learned Advocate that in that withdrawal of appearance note learned Advocate has submitted that he has retired from the Panel of Advocates and therefore, returned the case papers to his client on 28.03.2025. However, the aforesaid withdrawal of appearance note is neither annexed with any communication to the respective parties and RPAD slip nor annexed with any acknowledgement by respective parties of receipt of communication pertaining to the retirement notice/online consignment tracking report. Moreover,

there is nothing on record to show by way of communication/letter that the client(s) has/have intimated the learned advocate that clients do not want to continue the learned advocate and are relieving the concerned advocate from the matter. Furthermore, learned Advocate Mr. Munshaw has also not attached any copy of a communication which suggest that he has retired from the Panel of Advocates of the respective parties. Hence, in the considered opinion of this Court, the withdrawal of appearance note is not in compliance with Rule 133 of the Gujarat High Court Rules, 1993.

3. In view of the aforesaid facts and circumstances, the withdrawal of appearance note dated 23.06.2025 filed by learned advocate Mr. H. S. Munshaw for respective parties and the office note dated 03.07.2025 are declined herewith and disposed of accordingly.

(M. B. RATHORE)

ADDITIONAL REGISTRAR (JUDICIAL)

RB DESAI