

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SECOND APPEAL NO. 60 of 2024****With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2024
In R/SECOND APPEAL NO. 60 of 2024****With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2025
In R/SECOND APPEAL NO. 60 of 2024**

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NITABEN D/O THAKORLAL BHATT W/O DINESHKUMAR B JANI & ANR.**Versus****DEVYANIBEN DEVENDRABHAI TRIVEDI WD/O DEVENDRABHAI
KANTILAL TRIVEDI & ANR.**

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Appearance:**SERVED BY AFFIX(N) for the Appellant(s) No. 1,2****RAVI V DESAI(8443) for the Respondent(s) No. 1****SHREY H DAVE(8444) for the Respondent(s) No. 1**

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CORAM: HONOURABLE MR. JUSTICE J. C. DOSHI**Date : 23/03/2026****ORDER**

The husband of the appellant is present in the Court and he seeks time to enable him to engage a lawyer. As a last chance time is granted with clarification that no further time shall be granted and the hearing of the matter shall be proceeded on the next date. Matter is adjourned to 11.06.2026.

At this juncture, Mr. Ravi Desai, learned advocate for the respondent No.1 submits that Executing Court is not passing order permitting the respondent no.1 to take photos or assisting the decree holder to take photographs of the plot which is the subject matter of the suit proceedings.

Having considered the submissions canvassed by

learned advocate Mr.Ravi Desai, learned Executing Court is reminded that if the judgment debtor is not extending any help or no cooperation is extended in executing the sale-deed, it is incumbent upon the Executing Court to do what the judgment debtor has to do by appointing Court Commissioner. This is well within the provisions of Section 21 of the Code of Civil Procedure, 1908.

With the aforesaid observations, time is granted. Stand over to 11.06.2026.

MISHRA AMIT V.

(J. C. DOSHI,J)