

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 590 of 2025****With****CIVIL APPLICATION (FOR STAY) NO. 1 of 2025****In R/FIRST APPEAL NO. 590 of 2025**

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PRAGNA JITENDRA MODI & ORS.**Versus****MADHUKANTA RAMNIKLAL SHAH TRUST THROUGH TRUSTEES & ORS.**

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Appearance:**MR. KULDEEP H. SODHATAR(14669) for the Appellant(s) No. 1,1.1,1.2**

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CORAM: HONOURABLE MS. JUSTICE SANGEETA K. VISHEN**and****HONOURABLE MR. JUSTICE NIRAL R. MEHTA****Date : 17/03/2025****ORAL ORDER****(PER : HONOURABLE MS. JUSTICE SANGEETA K. VISHEN)**

Mr Chitrajeet Upadhyaya, learned advocate for Mr Kuldeep H. Sodhatar, learned advocate for the appellants submitted that undisputedly, there was no permission sought for under section 36 of the Gujarat Public Trusts Act, 1950 for sale of the property of the trust. Suit was immediately filed, challenging the sale deed; however, the learned Judge, has expressed the inability to decide the validity of sale deed only on the ground of passage of time.

Considered the submissions. Issue notice to the respondents, returnable on 28.04.2025.

(SANGEETA K. VISHEN,J)**(NIRAL R. MEHTA,J)**

BINOY B PILLAI