

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 1708 of
2025
In F/LETTERS PATENT APPEAL NO. 8293 of 2025

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BABU MANGABHAI KATHAD

Versus

DIRECTOR GENERAL AND INSPECTOR GENERAL OF POLICE & ORS.

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Appearance:

MS MAMTA R VYAS(994) for the Applicant(s) No. 1

MS MAITHILI D. MEHTA, ASST.GOVERNMENT PLEADER for the
Respondent(s) No. 1,2,3

RULE SERVED for the Respondent(s) No. 1,2,3

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CORAM: **HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE**
SUNITA AGARWAL

and

HONOURABLE MR. JUSTICE PRANAV TRIVEDI

Date : 28/04/2025

ORAL ORDER

(PER : **HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA**
AGARWAL)

1. This Letters Patent Appeal has been filed with a delay of approximately 04 years with the contention that the appellant/original petitioner was not aware of the dismissal of the writ petition in Special Civil Application No. 10838 of 2021 vide judgement and order dated 05.08.2021.
2. Ms. Mamta R. Vyas, learned counsel appearing for the appellant would submit that the factum of dismissal of the said writ petition came to the knowledge of the petitioner when he filed a writ petition, namely Special Civil Application No.2025 of 2025. Upon instructions, learned counsel for the petitioner sought permission of

the Court to withdraw the said writ petition with a view to initiate appropriate proceedings in respect of the first petition filed by the petitioner, namely Special Civil Application No.10838 of 2021. It is submitted that once the permission for withdrawal was granted in the second petition, filed by the petitioner, namely Special Civil Application No. 2025 of 2025 vide judgement and order dated 18.02.2025, present appeal has been presented on 11.03.2025 and was got registered on 18.03.2025.

3. On all these submissions made by the learned advocate for the appellant, learned Assistant Government Pleader Ms. Maithili D. Mehta appearing for the respondents prays for is granted time to file a reply to the delay condonation application. As prayed, put up this matter on 24.06.2025.

(SUNITA AGARWAL, CJ)

(PRANAV TRIVEDI,J)

SUDHIR