

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/LETTERS PATENT APPEAL NO. 481 of 2022
In R/SPECIAL CIVIL APPLICATION NO. 139 of 2019**

**With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2022
In R/LETTERS PATENT APPEAL NO. 481 of 2022**

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DISTRICT PANCHAYAT, SURENDRANAGAR

Versus

DEVJIBHAI PUNJABHAI CHAVDA

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Appearance:

MS SEJAL K MANDAVIA(436) for the Appellant(s) No. 1,2,3

MS. NIRALI G. SARDA, AGP for the Respondent(s) No. 2

MR NILESH M SHAH(780) for the Respondent(s) No. 1

NOTICE SERVED for the Respondent(s) No. 2

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CORAM: HONOURABLE MR. JUSTICE A.J.DESAI

and

HONOURABLE MS. JUSTICE NISHA M. THAKORE

Date : 16/11/2022

ORAL ORDER

(PER : HONOURABLE MR. JUSTICE A.J.DESAI)

ORDER IN LETTERS PATENT APPEAL NO. 481 of 2022

Heard learned advocate Ms. Sejal K. Mandavia for the appellants, learned advocate Mr. Nilesh M. Shah for the respondent No.1 and Ms. Nirali G. Sarda, learned Assistant Government Pleader for the respondent -State.

ADMIT.

Learned advocate Mr. Nilesh M. Shah waive service of admission for the respondent No.1 and Ms. Nirali G. Sarda, learned Assistant Government Pleader waives service of admission for the

respondent-State.

To be heard with Letters Patent Appeal No.180 of 2022 and allied matters.

ORDER IN CIVIL APPLICATION (FOR STAY) NO. 1 of 2022

1. Rule returnable forthwith. Learned advocate Mr. Nilesh M. Shah waive service of notice of rule for the respondent No.1 and Ms. Nirali G. Sarda, learned Assistant Government Pleader waives service of notice of rule for the respondent-State.
2. Heard learned advocates appearing for the respective parties.
3. Having considered the rival submissions and the fact that issue involving of similar nature is pending before the Hon'ble Apex Court. We hereby direct the appellants to deposit the amount with the Registry of this Court within a period of **six weeks** from today. On depositing the same, there would be stay against the implementation, operation and execution of the impugned order.
4. With the aforesaid observation and direction, present civil application stands disposed of. Rule is made absolute to the aforesaid extent.

(A.J.DESAI, J)

(NISHA M. THAKORE,J)

SUYASH