

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/APPEAL FROM ORDER NO. 58 of 2025
With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2025
In R/APPEAL FROM ORDER NO. 58 of 2025

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**GAUTAM RAJESHBHAI THACKER PARTNER OF SHRI JAY
ENTERPRISE**

Versus

STATE OF GUJARAT

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Appearance:

MR MEHUL S. SHAH, SENIOR ADVOCATE with MR. JENIL M. SHAH,
ADVOCATE for the appellant.

MS HETAL PATEL, AGP for the Respondent

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**CORAM: HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE
SUNITA AGARWAL**
and
HONOURABLE MR. JUSTICE D.N. RAY

Date : 11/06/2025

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

After a brief submission, Mr. Mehul S. Shah, learned Senior advocate assisted by Mr. Jenil M. Shah, learned counsel for the appellant would submit that the appellant be permitted to withdraw the present appeal as it was filed on a wrong interpretation of the provisions of Section 13 of the Commercial Courts Act, 2015 with a liberty to invoke appropriate legal remedy.

In view of the above statement, the Appeal from Order is dismissed as withdrawn with a liberty to the appellant to avail appropriate remedy. Connected Civil Applications, if any,

stands disposed of accordingly.

On the request made by the learned counsel for the appellant, the certified copy of the judgment impugned be returned after keeping a photostat on record.

(SUNITA AGARWAL, CJ)

(D.N.RAY,J)

BIJOY B. PILLAI

Original copy of this order has been signed by the Hon'ble Judges.
Digitally signed by: BIJOY BALAKRISHNA PILLAI(HC00202), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 12/06/2025 19:00:55