

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/LETTERS PATENT APPEAL NO. 305 of 2020
In R/SPECIAL CIVIL APPLICATION NO. 8792 of 2011

With

CIVIL APPLICATION (FOR STAY) NO. 1 of 2020
In R/LETTERS PATENT APPEAL NO. 305 of 2020

With

R/LETTERS PATENT APPEAL NO. 306 of 2020
In SPECIAL CIVIL APPLICATION NO. 8792 of 2011

With

CIVIL APPLICATION (FOR STAY) NO. 1 of 2020
In R/LETTERS PATENT APPEAL NO. 306 of 2020
In SPECIAL CIVIL APPLICATION NO. 8792 of 2011

=====

KASTURI CONSTRUCTION PROPERTY AND LAND DEVELOPERS

Versus

STATE OF GUJARAT

=====

Appearance:

MR MIHIR JOSHI, SENIOR ADVOCATE WITH MS MEGHA JANI(1028) for the
Appellant(s) No. 1,2,3

for the Respondent(s) No. 1,4

MR MIHIR JOSHI, SENIOR ADVOCATE WITH MR DHAVAL G NANAVATI(2578) for the
Respondent(s) No. 2

SHRI KAMAL TRIVEDI, LEARNED ADVOCATE GENERAL for Respondent State
NOTICE NOT RECD BACK(3) for the Respondent(s) No.

3,3.1,4.1,4.10,4.11,4.12,4.13,4.14,4.15,4.16,4.17,4.18,4.19,4.2,4.20,4.21,4.22,4.23,4
.24,4.25,4.26,4.27,4.28,4.3,4.4,4.5,4.6,4.7,4.8,4.9,5,6

=====

CORAM: HONOURABLE THE CHIEF JUSTICE MR. VIKRAM NATH
and
HONOURABLE MR. JUSTICE J.B.PARDIWALA

Date : 07/07/2020

COMMON ORAL ORDER

(PER : HONOURABLE THE CHIEF JUSTICE MR. VIKRAM NATH)

Shri Mihir Thakore, learned Senior Advocate appearing for the appellants in Letters Patent Appeal No.305 of 2020 submits that since the documents on which reliance would be placed are in the vernacular language and as such translation is required to be provided for the convenience of the Court. He has prayed for 20 days time to provide the necessary

translation. Shri Devan Parikh, learned Senior Advocate appearing for the appellants in the connected appeal No.306 of 2020 also has similar request to make.

On the other hand, Shri Mihir Joshi, learned Senior Advocate appearing for the Bhavnagar Municipal Corporation submits that the preliminary objections raised by him can be decided even in the absence of the translation. However, he does not seriously oppose the request for some time being granted to the appellants to file the translated copies and he would press his preliminary objections on the next date of hearing.

Shri Trivedi, learned Advocate General appearing for the State also has no serious objection to the time being granted for translated copies being provided. However, all the learned counsels have agreed that the matters would be heard finally, of course including the preliminary objections on the next date onward. Accordingly, let these matters be listed on 29.07.2020. Learned counsels for the appellants will ensure that the translations are supplied not only to the Court but also to all the learned counsels for the parties appearing in both the appeals on or before 23.07.2020. The interim order granted on 04.06.2020 to continue till the next date fixed.

(VIKRAM NATH, CJ)

(J. B. PARDIWALA, J)

Vahid