

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/LETTERS PATENT APPEAL NO. 306 of 2020****With****CIVIL APPLICATION (FOR STAY) NO. 1 of 2020****In R/LETTERS PATENT APPEAL NO. 306 of 2020**=====
PALITANA SUGAR MILLS PVT LTD**Versus****BHAVNAGAR MAHANAGAR PALIKA THROUGH MUNICIPAL
COMMISSIONER**
=====**Appearance:**MR DEVEN PARIKH, SR. ADVOCATE with MR RUTUL P DESAI(6498) for Appellant No. 1
for the Respondent(s) No. 2,2.1,3,4,6,7,8MR MIHIR JOSHI, SR. ADVOCATE for MR DHAVAL G NANAVATI(2578) for the
Respondent(s) No. 1

MS BHATT, ASSTT. GOVT. PLEADER for the Respondent No.4

MR MIHIR THAKORE, SR. ADVOCATE with MS MEGHA JANI(1028) for Respondent No. 5
=====**CORAM:HONOURABLE MR. JUSTICE A.J.DESAI****and****HONOURABLE MR. JUSTICE UMESH A. TRIVEDI****Date : 04/06/2020****ORAL ORDER****(PER : HONOURABLE MR. JUSTICE A.J.DESAI)****ORDER IN LPA**

Heard learned Senior Advocate Mr. Deven Parikh with Mr. Rutul Desai, learned advocate appearing for the appellant, learned Assistant Government Pleader appearing for the respondent No.4 and Mr. Mihir Joshi, learned Senior Advocate for Mr. Dhaval Nanavati, learned advocate appearing for the respondent No.1 and learned Senior Advocate Mr. Mihir Thakore with Ms. Megha Jani, learned advocate appearing for the respondent No.5.

Issue **NOTICE** making it returnable on **06.07.2020**.

Learned advocate Mr. Dhaval Nanavati waives service of notice on behalf of the respondent No.1, learned Assistant Government Pleader

waives service of notice on behalf of the respondent No.4 and learned advocate Ms. Megha Jani waives service of notice on behalf of the respondent No.5.

Civil Application (For Stay) No.1/2020

Heard learned Senior Advocate Mr. Deven Parikh with Mr. Rutul Desai, learned advocate appearing for the applicant, learned Assistant Government Pleader appearing for the respondent No.4 and Mr. Mihir Joshi, learned Senior Advocate for Mr. Dhaval Nanavati, learned advocate appearing for the respondent No.1 and learned Senior Advocate Mr. Mihir Thakore with Ms. Megha Jani, learned advocate appearing for the respondent No.5.

Issue **NOTICE** making it returnable on **06.07.2020**.

Learned advocate Mr. Dhaval Nanavati waives service of notice on behalf of the respondent No.1, learned Assistant Government Pleader waives service of notice on behalf of the respondent No.4 and learned advocate Ms. Megha Jani waives service of notice on behalf of the respondent No.5.

Till the next date of hearing, parties to maintain **status-quo as on today** with regard to possession, revenue entries and title of the property in question. Even the appellants are restrained from creating any third party rights over the property in question by way of sale, mortgage, lease or in any other manner.

(A.J.DESAI, J)

(UMESH A. TRIVEDI, J)

NEHA GUPTA