

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

**R/CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 2191 of
2025**

In F/APPEAL FROM ORDER NO. 10402 of 2025

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MAHESHBHAI ISHWARBHAI PATEL

Versus

HARIBHAI MULAJIBHAI PATEL & ORS.

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Appearance:

MR. RAJAN J PATEL(6775) for the Applicant(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE MAULIK J.SHELAT

Date : 30/04/2025

ORAL ORDER

1. Heard learned senior advocate Mr. R.S. Sanjanwala with learned advocate Mr. Rajan J. Patel for the applicant.

2. Learned senior advocate Mr. Sanjanwala would submit that as such there would not have any delay in filing the present Appeal from Order, *al-beit*, the applicant has bona-fidely pursuing wrong remedy by filing the appeal before the District Court concerned instead of filing appeal before this Court, which ultimately cause delay in filing the present appeal. He would further submit that as such there is a strong prima-facie case in favour of the applicant which has not been appreciated by the trial Court, thereby, rejected the impugned injunction application of the applicant-

original plaintiff.

3. Considering the submissions made by the learned advocate for the applicant and the averments made in the application, Issue **Rule** returnable on 16.06.2025.

(MAULIK J.SHELAT,J)

SALIM/

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: MOHAMMAD SALIM(HC01108), STENO GR II, at High Court of Gujarat on 01/05/2025 13:30:11