

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CIVIL REVISION APPLICATION NO. 276 of 2026

With

R/CIVIL REVISION APPLICATION NO. 277 of 2026

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DARSHANABEN DIPAKBHAI DALAL & ORS.

Versus

ASHOK PURUSHOTTAMDAS PATEL & ANR.

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Appearance:

**MR SHALIN MEHTA, SENIOR COUNSEL for MS. ADITI S RAOL(8128) for
the Applicant(s) No. 1,2,3,4**

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CORAM: HONOURABLE MR. JUSTICE MAULIK J.SHELAT

Date : 24/07/2026

ORAL ORDER

- 1.** Heard Mr. Shalin N. Mehta, learned Senior Counsel for Ms. Aditi S. Raol, learned Advocate for the petitioners and Mr. Jayesh F. Mehta, learned Advocate for the respondents-landlord.
- 2.** At the outset, Mr. Jayesh Mehta, learned Advocate appearing for the respondents-landlord, would state that within a week or so, his appearance will be filed on behalf of the respondent, as the respondent is not in the country and he would be represented through a Power of Attorney. Permission as prayed for is granted. The Registry shall accept his Vakalatnama along

with a copy of the Power of Attorney and the necessary affidavit.

3. Pursuant to the order passed by this Court on 16.07.2026, most of the petitioners have filed undertakings before this Court as proposed, thereby, they have inclined to vacate the rented premises on or before 31.12.2026.
4. Mr. Mehta, learned Senior Counsel, under instructions, would state that, so far as one petitioner, namely Sejalben, who is residing in Canada, the necessary original affidavit-cum-undertaking will be submitted to this Court within a reasonable time.
5. Having considered the aforesaid aspect and since the petitioners are desirous to vacate the rented premises on or before 31.12.2026 and have also submitted the usual undertaking, I am of the considered view that the time as prayed for by the petitioners requires to be granted.
6. In view of the aforesaid, the petitioners are hereby directed to give actual vacant possession of the rented premises to the respondents-landlord on or before 31.12.2026.

7. Consequently, the possession warrant which is issued by the Executing Court would remain in suspension till 31.12.2026.
8. As per the undertaking, it is needless to say that in a case of breach of the undertaking, or not handing over the possession by the petitioners or their successors-in-interest, it is open for the respondents-landlord to pursue execution against the petitioners and also file contempt proceedings against the petitioners for breach of the undertaking submitted to this Court.
9. In light of the aforesaid above, the Revision Applications are disposed of accordingly.

NILESH

(MAULIK J.SHELAT,J)