

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 2367 of 2023**

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AMBALAL JOYTARAM PATEL

Versus

MOHAMMAD YASIN MOHAMMAD AIYUB SHAIKH

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Appearance:

MR.HIREN M MODI(3732) for the Appellant(s) No. 1,2

for the Defendant(s) No. 1,2,3,4,5

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CORAM:HONOURABLE MS. JUSTICE GITA GOPI**Date : 22/06/2023****ORAL ORDER****ORDER IN FIRST APPEAL**

Heard learned Advocate for the appellant/s, who apart from the grounds stated in the memo of the Appeal submits that the Insurance Company was exonerated considering the deceased as a gratuitous passenger but actually, the deceased was travelling as owner of the goods and therefore, the deceased had a Tempo for that purpose.

In view of the above and considering the other grounds raised in the memo of the Appeal, **ADMIT.**

Sd/-
(GITA GOPI, J)

CAROLINE