

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SECOND APPEAL NO. 148 of 1998****With****CIVIL APPLICATION NO. 1 of 1998****In R/SECOND APPEAL NO. 148 of 1998****With****CIVIL APPLICATION (FOR AMENDMENT) NO. 1 of 2024****In R/SECOND APPEAL NO. 148 of 1998**

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DHIRUBHAI MOTIBHAI PATEL DECD.THRO'HEIRS SAVITABEN D PATEL &
ORS.

Versus

PURSHOTTAM DAMODARDAS SHAH DECD.THROU HEIRS VIPINCHANDRA &
ORS.

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Appearance:

MR AMAR D MITHANI(484) for the Appellant(s) No. 1.1,1.2

DECEASED LITIGANT for the Respondent(s) No. 1,3,4

MR SHITAL R PATEL(2166) for the Respondent(s) No. 1.1

RULE SERVED for the Respondent(s) No.

1.2,1.3,1.4,1.5,1.6,1.7,3.1,3.2,3.3,3.4,3.5,3.6,3.7,3.8,4.1,4.2,4.3,4.4,5

SHIVAM H CHOKSHI(9120) for the Respondent(s) No. 6,7

UNSERVED EXPIRED (N) for the Respondent(s) No. 2

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CORAM:HONOURABLE MR. JUSTICE J. C. DOSHI

Date : 03/07/2024

ORAL ORDER

The draft amendment filed in Civil Application No.1 of 2024 is allowed. The necessary amendment be carried out during the course of the day.

Learned advocate Mr.Amar Mithani submits that learned advocates for the other side when served with the Civil Application informed that they are not appearing for the respondents. Of course no retirement note are produced before the Court but considering the words of learned advocate Mr.Mithani and keeping the principle of substantial justice alive, issue Notice to the other side, returnable on 24.07.2024.

(J. C. DOSHI, J)

GAURAV J THAKER