

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 1768 of 2022**

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JATIN JASHWANTSINH PARMAR LH OF LATE MADHUBEN D/O RAISINH
GULABSINH CHAUHAN W/O JASHWANTSINH PARMAR

Versus

THAKOREBHAI RAISINH CHAUHAN

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Appearance:

MR SAMIR B GOGDA(11306) for the Appellant(s) No. 1
for the Defendant(s) No. 1,2,3,4,4.1,4.2,4.3,5,6,7,8,9

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CORAM:**HONOURABLE MS. JUSTICE SONIA GOKANI**
and
HONOURABLE MS. JUSTICE NISHA M. THAKORE

Date : 20/09/2022

ORAL ORDER

(PER : HONOURABLE MS. JUSTICE SONIA GOKANI)

1. The challenge here is to the order dated 18.04.2022 passed below Exhibit 27 in the Special Civil Suit No. 162 of 2020 rejecting the plaint under Order 7 Rule 11 of the CPC.

2. After deleting the prayer 14(4), we have heard learned advocate Mr. Gogda, according to whom, seeking one forth share out of the undivided properties minus those properties where the sale deeds have already been effected long ago, the Court has denied the share in the ancestral properties.

3. **Notice returnable on 03.10.2022.** Over and above the

regular mode, service through speed post is permitted. To be listed in first twenty matters.

(SONIA GOKANI, J)

Bhoomi

(NISHA M. THAKORE, J)