

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 2358 of 2024**

With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2024
In R/FIRST APPEAL NO. 2358 of 2024

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SANJAY PRAVINCHANDRA VAKTA

Versus

ALPESH KAMLESHBHAI PATEL

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Appearance:

MOHIT A GUPTA(8967) for the Appellant(s) No. 1

MR AR GUPTA(1262) for the Appellant(s) No. 1

DHRUVIK K PATEL(7769) for the Defendant(s) No. 1

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CORAM:HONOURABLE MS. JUSTICE NISHA M. THAKORE

Date : 10/02/2025

ORAL ORDER

ORDER IN CIVIL APPLICATION (FOR STAY) NO. 1 of 2024:

1. Mr. Mohit A. Gupta, learned advocate on record for the applicant, has placed on record the letter dated 07.02.2025 addressed to the Registrar, High Court of Gujarat, to point out that the Demand Draft No.000525 dated 06.02.2025 of an amount of Rs.5 Lakhs has been deposited with the Registry, in view of the order dated 03.02.2025 passed by this Court in the captioned appeal. Learned advocate has, therefore, urged to confirm the interim relief, in view of deposit of the aforesaid amount as well as the assurance tendered by way of undertaking.

2. Mr. Dhruvik K. Patel, learned advocate for the respondent, could not controvert the fact of deposit of the aforesaid amount by way of demand draft.

3. In view of deposit of the demand draft of Rs.5 Lakhs and the undertaking placed on record, by way of interim relief, the executing court is directed not to proceed with the execution proceedings.

4. In case, the applicant fails to abide by the undertaking placed on record in the present proceeding, the relief granted by this Court, shall stand automatically vacated, without reference to this Court.

5. With these observations, the present civil application stands disposed of.

ORDER IN FIRST APPEAL:

Let the captioned First Appeal be notified for final hearing on **27.03.2025.**

SUYASH SRIVASTAVA

(NISHA M. THAKORE,J)