

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 2188 of 2003****With****CIVIL APPLICATION (FOR PRODUCTION OF ADDITIONAL EVIDENCES)****NO. 1 of 2024****In R/FIRST APPEAL NO. 2188 of 2003****With****R/APPEAL FROM ORDER NO. 96 of 2004****With****CIVIL APPLICATION (FOR DIRECTION) NO. 2 of 2004****In R/APPEAL FROM ORDER NO. 96 of 2004**=====

MANOJ RASIKLAL SHAH & ORS.**Versus****BEHRAAMJI RUSTOMJI MEHTA & ANR.**
=====**Appearance:****DECEASED LITIGANT THROUGH LEGAL HEIRS/ REPRESENTATIVES****for the Appellant(s) No. 2****DELETED for the Appellant(s) No. 2.1****MR AMAR D MITHANI(484) for the Appellant(s) No. 1****MR JF MEHTA(461) for the Appellant(s) No. 2.2,2.3****MR ANUJ K TRIVEDI(6251) for the Defendant(s) No. 1,2**
=====**CORAM:ADDITIONAL REGISTRAR (JUDICIAL)****Date : 03/07/2025****ORAL ORDER in R/FIRST APPEAL NO. 2188 of 2003****With****CIVIL APPLICATION (FOR PRODUCTION OF ADDITIONAL EVIDENCES)****NO. 1 of 2024 In R/FIRST APPEAL NO. 2188 of 2003**

1. Heard learned Advocate Mr. Rohit Peshvani on behalf of learned Advocate Mr. Amar D. Mithani appearing for the respective parties.
2. Perused the withdrawal of appearance note dated 30.06.2025 filed by learned advocate Mr. Amar D. Mithani addressed to the office and perused the office note dated 01.07.2025 pertaining to the

same.

3. The learned advocate for the respective parties has submitted the withdrawal of appearance addressed to this office dated 30.06.2025 for removing his name from the cause title of the captioned matter/s. It is averred in the Application that on 15.05.2025, Shri Paurasbhai Mehta – Power of Attorney holder of the Appellants, who is managing the affairs of the proceedings from the beginning had visited the office of the learned Advocate and collected the entire case papers of the First Appeal No. 2188 of 2003, so as to engage another Advocate in the matter. The aforesaid withdrawal of appearance note is annexed with a copy of File register, maintained by the Office of learned Advocate having endorsement 'got papers'. This document, prima facie, show that the case papers of the First Appeal No. 2188 of 2003, received back by the Power of Attorney holder of the Appellants.
4. In view of the aforesaid averments and on perusal of the record, the withdrawal of appearance filed by learned advocate Mr. Amar D. Mithani dated 30.06.2025 and the office note dated 01.07.2025 pertaining to the same are accepted herewith and disposed of accordingly. The office is directed to remove the name of learned advocate Mr. Amar D. Mithani as an advocate of respective parties from the cause title of the captioned matter/s at the earliest. The office is further directed to issue Advocate Notice to respective parties returnable on **14.08.2025**.

(M. B. RATHORE)
ADDITIONAL REGISTRAR (JUDICIAL)

RB DESAI