

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD  
R/FIRST APPEAL NO. 641 of 2015**

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BHUPENDRABHAI ISHWARLAL MODI

Versus

HAYATKHAN YUSUF KHAN PATHAN & ORS.

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Appearance:

MR HARSHADRAY A DAVE(3461) for the Appellant(s) No. 1  
DISMISSED FOR NON PROSECUTION for the Defendant(s) No.  
2,3,4

MR SUNIL B PARIKH(582) for the Defendant(s) No. 5  
RULE SERVED for the Defendant(s) No. 1

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**CORAM:HONOURABLE MS. JUSTICE NISHA M. THAKORE**

**Date : 24/03/2026**

**ORAL ORDER**

When the matter is taken up for hearing, neither of the learned advocates on record are present. On previous occasion, learned advocate for the appellant has sought adjournment on the ground that the appropriate application seeking restoration of the appeal qua unserved respondent nos. 2 to 4 being dismissed for non prosecution has been preferred, however on verification of the case status details, no such application is traced praying for restoration. In the larger interest of justice, stand over to **30.03.2026**.

**(NISHA M. THAKORE,J)**

RATHOD KAUSHIKSINH