

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 255 of 2016****With****CIVIL APPLICATION (FOR DIRECTION) NO. 1 of 2022****In R/FIRST APPEAL NO. 255 of 2016**

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**RAMILABEN W/O MAHENDARAKUMAR BHAILALBHAI AND D/O
DHANJIBHAI GOVINDBHAI PARMAR**

Versus**MAHENDARAKUMAR BHAILALBHAI PARMAR**

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Appearance:

MR PARESH M DARJI(3700) for the Appellant(s) No. 1**MR ASHISH B DESAI(5163) for the Defendant(s) No. 1**

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CORAM: HONOURABLE MS. JUSTICE SONIA GOKANI

and**HONOURABLE MS. JUSTICE NISHA M. THAKORE****Date : 06/10/2022****ORAL ORDER****(PER : HONOURABLE MS. JUSTICE SONIA GOKANI)**

The report which has come before this Court is indicative of the fact that appellant his own land at Taluka Dhasara in Chetursumba at Account No. 209 which is totally admeasuring 5-14-96 hectares. Her brother namely Ratilal Dhanjibhai own property at Keripura, Chetursumba. There is an ancestral property in Keripura and the entire land is of private trust and hence, she cannot be allocated the plot or house anywhere in that area. We noticed that she has difficulty of going to the home of every siblings in absence of any place of award has noted by us in our order dated 15th September, 2022, The Full Time Secretary, District Legal Services Authority, Kheda at Anand has made an attempt and report is not

fruitful. We noticed that her difficulty is with regard to jointly owns agriculture land where the partition has yet not taken place. We have requested learned advocate Mr. Rajiv Rajpurohit and learned advocate Mr. Tirth N.Bhatt, to assist this Court in this matter by remaining in touch with the Full Time Secretary, District Legal Service Authority has also requested Member Secretary, Gujarat State Legal Service Authority. They shall ensure that she gets her share of agricultural land and for that purpose, the siblings can be called at pre-litigation stage to work out this. There shall be also a possibility to explore whereby, there is house of her own which can be rented premise.

Necessary papers will be provided to learned advocates to whom will appoint the Court as an amicus.

The mobile numbers of learned advocate Mr.Rajiv Rajpurohit is 8888800335 and Mr. Tirth N.Bhatt is 9712385959.

Let this exercise be completed in 15 days time.

Copy of this order be served to Member, Secretary, gujarat State Legal Services Authority as well as Full Time Secretary, District Legal Services Authority, Kheda at Anand.

Stand over to 20.10.2022

(SONIA GOKANI, J)

(NISHA M. THAKORE, J)

BEENA SHAH