

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**SPECIAL CIVIL APPLICATION NO. 10287 of 2015**

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ASHOKKUMAR SHANTILAL PATEL Petitioner

Versus

UTTAR GUJARAT VIJ COMPANY LTD

AND OTHERS

....Respondents

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Appearance:

MR APURVA R KAPADIA, ADVOCATE for the Petitioner No. 1

MS LILU K BHAYA, ADVOCATE for the Respondent No. 1

MR SAURABH M PATEL, ADVOCATE for the Respondent No. 4

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CORAM: **HONOURABLE MR.JUSTICE PARESH UPADHYAY**

Date : 05/02/2018

ORAL ORDER

1. Challenge in this petition is made to the order passed by the Small Causes Court No. 3, Ahmedabad dated 08.05.2015 below Exh. 32 in Execution Application No. 532 of 2005.

2. Mr. Kapadia, learned advocate for the petitioner, who is one of the judgment - debtors states that, as against the decretal amount of Rs.2,03,000/- payable to the respondent - electricity company, an amount of Rs. 1,00,000/- is being paid by the present petitioners to the electricity company today. The cheque of Rs.1,00,000/- is being handed over to the learned advocate for the electricity company. Receipt thereof in the prescribed procedure, may be given by the electricity company to the present petitioner. Mr. Kapadia, learned

advocate for the petitioner further states that the said cheque shall be honoured.

3. List for further consideration on 19.02.2018. In the meantime, no coercive proceedings shall be taken by the Executing Court qua the present petitioner. It is noted that, there are other judgment - debtors also, who have not even appeared before the Executing Court. Necessary action be taken against those parties.

Direct service is permitted.

(PARESH UPADHYAY, J.)

SHRIJIT PILLAI/25