

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 3424 of 2018**

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JASODABEN DINESHBHAI THAKOR L.H. OF DECD. DINESHBHAI
BHAGWANBHAI (DELETED AS PER ORDER BELOW EX.23)

Versus

SHANKARSINH BHARATSINH PADHIYAR

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Appearance:

NISHIT A BHALODI(9597) for the PETITIONER(s) No. 1,2,3

NOTICE NOT RECD BACK(3) for the RESPONDENT(s) No. 1,2

NOTICE SERVED(4) for the RESPONDENT(s) No. 3

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CORAM: **HONOURABLE MR.JUSTICE S.G. SHAH**

Date : 19/11/2018

ORAL ORDER

ADMIT.

Learned advocate for the appellant submits that respondent no.1 though served remain absent before the tribunal. Therefore, relying upon the decision of the Honourable Supreme Court in case of A. Robert vs. United Insurance Co. Ltd. reported in AIR 1999 SC 2977, notice upon respondent No.1 may be dispensed with. Therefore, notice upon respondent no.1 is dispensed with.

Let there be fresh notice of rule for respondent nos.2 and 3 who are served but remain absent at admission stage. Nobody is present for the respondent. List on 19.12.2018.

(S.G. SHAH, J)

VARSHA DESAI