

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CIVIL REVISION APPLICATION NO. 440 of 2022**

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BANSIDHAR CHHAGANLAL SHUKLA

Versus

MANJALI SHRIKRISNA MARKANDEYA

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Appearance:

MR. NILAY A THAKER(7275) for the Applicant(s) No. 1

MR.NISARG P RAVAL(7262) for the Applicant(s) No. 1

for the Opponent(s) No. 1,2,3

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CORAM:HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE**Date : 05/08/2022****ORAL ORDER**

Learned advocate Mr. Nisarg Raval for the applicant submits that a perusal of paragraph 6 of the plaint states that the present applicant is the owner and occupier of the suit property. He relies on the averments made in paragraph 21 of the plaint to state that no cause of action has arisen in view of the fact that it is a self-acquired property and the suit is hit by provisions of Order VII Rule XI of the Code of Civil Procedure.

Issue Notice, returnable on 21.09.2022.

Ad-interim relief in terms of prayer clause 9(D) is granted till the next date of hearing.

Direct service is permitted.

(ANIRUDDHA P. MAYEE, J.)

cmk