

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 25732 of 2007**

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SHIVSHANKAR S MEHTA

Versus

THE STATE OF GUJARAT & ORS.

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Appearance:

UNSERVED EXPIRED (N) for the Petitioner(s) No. 1

MS HIMANI SHAH, AGP for the Respondent(s) No. 1,2

HL PATEL ADVOCATES(2034) for the Respondent(s) No. 3

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CORAM:HONOURABLE MR. JUSTICE DIVYESH A. JOSHI**Date : 10/03/2026****ORAL ORDER**

The record reveals that learned advocate appearing for the petitioner has filed a note before the Registry of this Court stating that he may be permitted to retire from this matter, by removing his name from the array of parties. The said application was considered by the Additional Registrar (Judicial) on 06.01.2026, pursuant to which name of learned advocate who representing the petitioner has been deleted from the array of parties and advocate notice has been issued to the petitioner.

Further, the record reveals that the said notice could not be served upon the sole petitioner, as he has also passed away. These particular facts have been disclosed by the son of the petitioner. He has also supplied the death certificate of the petitioner, however, till now, not a single application has been preferred to bring the legal heirs of the petitioner on record. Considering the above-stated facts of the matter, and in absence

of the learned advocate of the petitioner as well as the petitioner himself, this Court is not in a position to proceed with the matter.

Therefore, petition is dismissed for default for want of prosecution.

(DIVYESH A. JOSHI,J)

GARVITA

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: GARVITA KACHHWAHA(HC02358), ENGLISH STENO GRADE-II, at High Court of Gujarat on 10/03/2026 18:18:49