

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CIVIL REVISION APPLICATION NO. 548 of 2022**

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NEHABEN WD/O NARENDRAKUMAR PATHAK
Versus
BHAVANISHANKAR HARISHANKAR PATHAK

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Appearance:

MR DHAVAL D VYAS(3225) for the Applicant(s) No. 1
for the Opponent(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE A.S. SUPEHIA

Date : 22/09/2022

ORAL ORDER

Learned advocate Mr.Vyas has submitted that the plaintiff is the brother of one Narendra, who has passed away on 11.11.2015. It is submitted that the plaintiff and Narendra are the sons of late Bhudevi Harishankar Natthilal, who has passed away on 09.08.2016 and she had executed a Will on 23.06.2005. It is submitted that by the sale deed dated 05.12.2006, late Bhudevi Harishankar Natthilal, who is the mother of both the plaintiff and Narendra executed a sale deed in favour of late Narendra. It is further submitted that the plaintiff Bhavanishankar and his son are the witnesses to the sale deed dated 23.06.2005 executed by the late Bhudevi in favour of late Narendra and his wife Neha. It is submitted that after a period of 11 years, the plaintiff Bhavanishankar, had filed suit for declaration declaring him the owner of the suit land, which was sold vide sale deed dated 05.12.2006 in favour of late Narendra.

Issue **Notice** to the respondents, returnable on 18.10.2022. Till the next date of hearing, ad-interim relief in terms of para 14B is granted. Direct service is permitted.

(A. S. SUPEHIA, J)

ABHISHEK/20