

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 3111 of 2025**

With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2025
In R/FIRST APPEAL NO. 3111 of 2025

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SHAVAKSHA KAVASJI DORDI & ORS.

Versus

KUSHROO SHAVAKSHA DORDI & ANR.

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Appearance:

MR MEHUL S SHAH With MR RAXIT J DHOLAKIA(3709) for the Appellant(s)
No. 1,2,3,4
MR AAYUSH BHANDARI For VIDIT S SHARMA(7365) for the Defendant(s)
No. 1

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CORAM: **HONOURABLE MS. JUSTICE SANGEETA K. VISHEN**
and
HONOURABLE MR. JUSTICE MOOL CHAND TYAGI

Date : 02/09/2025

ORAL ORDER
(PER : HONOURABLE MS. JUSTICE SANGEETA K. VISHEN)

1. Mr. Mehul S. Shah, learned Senior Advocate appearing with Mr. Raxit J. Dholakia, learned advocate, while inviting the attention to the entry no.435 of the year 1990, submitted that the name of the defendant no.1 was posted in the revenue record together with the father, who is now deceased. In connection with one survey number subsequent thereto, entry no.471 of the year 1995 was posted on the similar lines with respect to another three parcels of land. It is thereafter, that in the year 2014, there was a registered release deed executed in favour of the defendant no.1, which was the subject matter of challenge. It is submitted that the release deed and the entries, cannot be said to be a

permissible mode of transfer. The said aspect, has been opposed by Mr. Percy Kavina, learned Senior Advocate appearing for defendant no.1.

2. Heard the learned advocates appearing for the respective parties.

3. Issue notice to the defendants, returnable on 22.09.2025.

4. Mr. Aayush Bhandari, learned advocate for Mr. Vidit S. Sharma, learned advocate, waives service of notice on behalf of defendant no.1. Over and above normal mode of service, service through Registered Speed Post is also permitted qua defendant no.2.

5. Mr. Percy Kavina, learned Senior Advocate, upon instructions, states that the defendant no.1, shall not alienate, deal with, or create any third party rights with respect to the lands in question till the next date of hearing.

(SANGEETA K. VISHEN, J)

(MOOL CHAND TYAGI, J)

HARSHIT