

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/FIRST APPEAL NO. 3461 of 2024

With

CIVIL APPLICATION (FOR STAY) NO. 1 of 2024

In R/FIRST APPEAL NO. 3461 of 2024

With

CIVIL APPLICATION (FOR ADDITIONAL EVIDENCE) NO. 2 of 2024

In R/FIRST APPEAL NO. 3461 of 2024

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M/S RAMANUJ DEVELOPERS & ANR.

Versus

**HEIRS AND LR OF DECEASED BAI PARVATIBEN D/O AMTHA LALVABHAI
AND W/O GULABBHAI RANCHHODBHAI & ORS.**

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Appearance:

MR ARPIT A KAPADIA(3974) for the Appellant(s) No. 1,2

M/S.VYAS ASSOCIATES(1559) for the Defendant(s) No. 1,1.1

MR. SHALIN J PATEL(14556) for the Defendant(s) No. 1,1.1

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CORAM: HONOURABLE MR. JUSTICE BIREN VAISHNAV

and

HONOURABLE MS. JUSTICE NISHA M. THAKORE

Date : 03/10/2024

ORAL ORDER

(PER : HONOURABLE MR. JUSTICE BIREN VAISHNAV)

1. Draft amendment granted.

2. Heard Mr. Mihir Joshi, learned Senior Counsel appearing with Mr. Arpit Kapadia, learned advocate for the appellants in the First Appeal as well as the Civil Application and Mr. D.D. Vyas, learned Senior Counsel

appearing with Mr. Shalin Patel, learned advocate appearing for the opponent no. 1.1.

3. Notice returnable on 26.11.2024. Mr. Shalin Patel, learned advocate waives service of notice on behalf of opponent no. 1.1.

4. By an order dated 03.09.2024, there is a suspension of the judgement to the extent of cancellation of the sale deed and partition of the property in question. That suspension shall continue till the next date of hearing.

(BIREN VAISHNAV, J)

(NISHA M. THAKORE,J)

DIVYA