

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 15356 of 2024**

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THAKKAR VASUDEV KANAIYALAL

Versus

REGISTRAR, CIVIL COURT KHEDA & ANR.

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Appearance:

PARTY IN PERSON(5000) for the Petitioner(s) No. 1

MR MAYANK CHAVDA, AGP for the Respondent(s) No. 2

LAW OFFICER BRANCH(420) for the Respondent(s) No. 1

MR DM DEVNANI(5880) for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE**Date : 12/01/2026****ORAL ORDER**

1. The petitioner- party in person- Vasudev Kanaiyalal Thakkar submits that pending the present proceedings, he has filed Civil Misc. Application No. 39 of 2025 on 26.11.2025 and notice has also been issued and the opponents have been served in the said case. The petitioner- party in person further submits that the case is pending further hearing, since the original records are not available with the Court at Borsad. He submits that since the prayers prayed for in the present writ petition as well as in the Civil Misc. Application No. 39 of 2025 are same, he will not press the present writ petition with a liberty to pursue the prayers in the said Civil Misc. Application No. 39 of 2025. He however, submits that since the present proceeding arise out of civil proceedings

which were initiated in the year 1974, the said Civil Misc. Application may be heard and decided expeditiously.

2. Considering the submissions, the present writ petition is dismissed as not pressed. The petitioner shall be at liberty to pursue the Civil Misc. Application No. 39 of 2025. All the contentions raised in the present writ petition are kept open to be agitated before the Court hearing the Civil Misc. Application No. 39 of 2025. It is made clear that this Court has not gone into the merits of the case and no opinion is expressed thereon. The 2nd Additional Senior Civil Judge & ACJM, Borsad shall decide the Civil Misc. Application No. 39 of 2025 on its own merits in accordance with law, since the present proceedings have been initiated in Insolvency Case No. 2 of 1974, the same shall be decided expeditiously by the learned trial Court.

Direct service is permitted.

(ANIRUDDHA P. MAYEE, J.)

SALIM/

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: MOHAMMAD SALIM(HC01108), STENO GR II, at High Court of Gujarat on 15/01/2026 13:08:36