

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/FIRST APPEAL NO. 5031 of 2023**

**With**  
**CIVIL APPLICATION (FOR STAY) NO. 1 of 2023**  
**In R/FIRST APPEAL NO. 5031 of 2023**

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LH OF SHANTIBHAI KANJIBHAI PATEL D/O RANCHHODBHAI GOPALBHAI  
PATEL & ORS. LH OF SHANTIBHAI KANJIBHAI PATEL D/O RANCHHODBHAI  
GOPALBHAI PATEL

Versus

MOHANBHAI GOSAIBHAI PATEL MOHANBHAI GOSAIBHAI PATEL & ORS.

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Appearance:

MR KK TRIVEDI(934) for the Appellant(s) No. 1

for the Defendant(s) No.

1,10,11,12,12.1,12.2,12.3,12.4,12.5,12.6,12.7,13,14,15,16,17,18,2,20,21,22,23  
,3,4,5,6,7,8,9

MR SP MAJMUDAR(3456) for the Defendant(s) No. 19

MR. YATIN OZA, SENIOR ADVOCATE WITH MR. HJ KARATHIYA(7012) for the  
Defendant(s) No. 19

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**CORAM: HONOURABLE MR. JUSTICE BIREN VAISHNAV**

and

**HONOURABLE MS. JUSTICE NISHA M. THAKORE**

**Date : 19/02/2024**

**ORAL ORDER**

**(PER : HONOURABLE MR. JUSTICE BIREN VAISHNAV)**

**ORDER IN FIRST APPEAL:**

Heard learned advocate Mr. K.K. Trivedi for the appellant and  
learned senior advocate Mr. Yatin Oza appearing with Mr. H.J.  
Karathiya for the respondent Nos. 18 and 19.

**Admit.**

Record and proceedings to be called for from the concerned

court below forthwith.

**ORDER IN CIVIL APPLICATION:**

**Rule** returnable on 22.04.2024. Learned advocate Mr. H.J. Karathiya waives service of notice of rule on behalf of respondent Nos.18 and 19.

**(BIREN VAISHNAV, J)**

SUYASH SRIVASTAVA

**(NISHA M. THAKORE, J)**