

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 16545 of 2024**

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RAMESHWAR FLATS COOPERATIVE HOUSING SOCIETY LTD. & ORS.

Versus

THE STATE OF GUJARAT & ORS.

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Appearance:

MS AMRITA M THAKORE(3208) for the Petitioner(s) No. 1,2,3

GOVERNMENT PLEADER for the Respondent(s) No. 1

HCLS COMMITTEE(4998) for the Respondent(s) No. 12

MASUDIQBAL H RATHOD(7919) for the Respondent(s) No. 12

MR ANUJ K TRIVEDI(6251) for the Respondent(s) No. 2,3,4

NOTICE SERVED for the Respondent(s) No. 10,5,6,7,8,9

P S CHANDRA(7490) for the Respondent(s) No. 11

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CORAM: ADDITIONAL REGISTRAR (JUDICIAL)

Date : 06/11/2025

ORAL ORDER

1. Heard learned Advocate Ms. Amrita M. Thakore appearing for the Applicants. Learned Advocate Ms. Thakore submits that present note of withdrawal of appearance is filed with a view to delay the proceedings of the matter and it is a part of delay tactics on behalf of the Respondent and therefore, the same may not be allowed.
2. Perused the withdrawal of appearance note dated 03.11.2025 addressed to the office filed by learned advocate Mr. Masudiqbal H. Rathod for the the Respondent No. 12 and the office note dated 04.11.2025 pertaining to the same.
3. It prima facie appears that the aforesaid withdrawal of appearance note is neither annexed with any communication to the Respondent

No. 12 or to the High Court Legal Aid Committee nor annexed with any acknowledgement by the Respondent No. 12 or by the High Court Legal Aid Committee of receipt of communication pertaining to the retirement notice/online consignment tracking report. Moreover, there is nothing on record to show by way of communication/letter that the client(s) has/have intimated the learned advocate that client does not want to continue the learned advocate and is relieving the concerned advocate from the matter. Hence, the withdrawal of appearance note is not in compliance with Rule 133 of the Gujarat High Court Rules, 1993.

4. In view of the aforesaid facts and circumstances, the withdrawal of appearance note dated 03.11.2025 filed by learned advocate Mr. Masudiqbal H. Rathod for the Respondent No. 12 and the office note dated 04.11.2025 are declined herewith and disposed of accordingly.

(M. B. RATHORE)

ADDITIONAL REGISTRAR (JUDICIAL)

RB DESAI