

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/FIRST APPEAL NO. 4206 of 2024**

**With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2024
In R/FIRST APPEAL NO. 4206 of 2024**

=====

VIJAYKUMAR DAYARAMDAS MAHANT

Versus

BACHUBHAI CHHOTUBHAI PATEL & ORS.

=====

Appearance:

Mr. Mehul Shah, Senior Advocate with MR ARPIT A KAPADIA(3974) for the Appellant(s) No. 1

Mr. Percy Kavina, Senior Advocate with BHAGIRATH N PATEL(9016) for the Defendant(s) No. 1,2,3,4,5

=====

CORAM:HONOURABLE MS. JUSTICE NISHA M. THAKORE

Date : 24/12/2024

ORAL ORDER

Heard the learned Senior Advocates for the respective parties on the issue of maintainability of the appeal. It is indicated that the matter is notified for hearing before the learned Assistant Charity Commissioner with regard to the entry to be made in the PTR as regards the appointment of defendants as trustees in light of the impugned order passed by the learned 2nd Additional District Judge, Navsari.

Mr. Percy Kavina, learned Senior Advocate for the respondent has placed on record the written submission objecting to maintainability of appeal and grant of interim relief. The same is permitted to be taken on record.

Arguments are concluded. Matter to be notified for orders on the issue address on 08.01.2025. In the meantime,

the learned Assistant Charity Commissioner is directed to adjourn the hearing of the proceedings as well as for passing for any further orders till the next date of hearing.

RATHOD KAUSHIKSINH

(NISHA M. THAKORE,J)