

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).7916-7917/2009

(From the judgement and order dated 17/10/2008 in SCA No.17758/2007,LPA No.560/2008 dated 20/11/2008 in SCA No.17758/2007,LPA No.560/2008,MCA No.2820/2008 of The HIGH COURT OF GUJARAT AT AHMEDABAD)

HEMANT RAMESHBAHI PATEL

Petitioner(s)

VERSUS

PATEL GAURANG MADHAVLAL & ORS.

Respondent(s)

(With appln(s) for permission to file volume,permission,PERMISSION TO FILE VOLUME-II,exemption from filing O.T. and prayer for interim relief and office report)
(For final disposal)

Date: 24/02/2014 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR
HON'BLE MR. JUSTICE A.K. SIKRI

For Petitioner(s)

Mr. P.H. Parekh, Sr.Adv.
Mr. Nitin Thukral, Adv.
Mr. Vishal Prasad, adv.
Mr. Galav Sharma, Adv.
Mr. Ekansh Mishra, Adv.
Ms. Himanjali Gautam, Adv.
for M/S. Parekh & Co.,Adv.

For Respondent(s)

Ms. Hemantika Wahi,Adv.
Ms. Preeti Bhardwaj, Adv.

Mr. Nachiketa Joshi,Adv.
Mr. Sudhakar Joshi, Adv.
Mr. Chaitanya Joshi, Adv.
Mr. Bhushan Oza, Adv.

UPON hearing counsel the Court made the following
O R D E R

Mr. P.H. Parekh, learned senior counsel appearing for the petitioner has submitted that respondent No.1 is

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not interested in dislodging the merit of the petitioner. He has also submitted that the petitioner has been disqualified only on technicality. Even otherwise the sports certificates have not been found to be not genuine.

Without entering into the merits of the controversy, we are of the opinion that in view of the facts and circumstances of this case, the petitioner deserves to be accommodated in some other school, if not in the same school.

Ms. Hemantika Wahi, learned counsel seeks two weeks' time to seek instructions. Time, as prayed for, is granted.

Put up after two weeks.

(Sukhbir Paul Kaur)
Court Master

(Indu Bala Kapur)
Court Master