

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 2757/2023

(Arising out of impugned final judgment and order dated 09-12-2022 in CA No. 1826/2021 in First Appeal No.7674/2021 passed by the High Court of Gujarat at Ahmedabad)

SHANKARBHAI KESHAVALAL PATEL

Petitioner(s)

VERSUS

PRERAK RAKESHBHAI DESAI & ORS.

Respondent(s)

(IA No.26104/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.26110/2023-EXEMPTION FROM FILING O.T. and IA No.27778/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 03-07-2023 This matter was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE B.V. NAGARATHNA

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA

For Petitioner(s) Mr. V. Giri, Sr. Adv.
Mr. Mehul Shah, Sr. Adv.
Mr. Manoj K. Mishra, AOR
Mr. P. H. Gohil, Adv.
Mr. A. Baskar, Adv.
Mr. Umesh Dubey, Adv.
Mr. D. N. Dubey, Adv.
Mr. Shekhar Yadav, Adv.
Mr. Vishal, Adv.

For Respondent(s) Mr. Nachiketa Joshi, AOR
Ms. Himadri Haksar, Adv.
Ms. Varsha Tomar, Adv.
Mr. Abhishek Kansal, Adv.

Mr. Asim Pandya, Sr. Adv.
Ms. Ankita Chaudhary, AOR
Mr. Manan Bhatt, Adv.
Mr. Shreyas Balaji, Adv.

Mr. Maninder Singh, Sr. Adv.
Ms. Archana Pathak Dave, AOR
Ms. Chitrangada Rastravara, Adv.

Mr. Avnish Dave, Adv.
Mr. Udayan P Vyas, Adv.

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

Having heard Mr. V. Giri, learned senior counsel for the petitioner and Mr. Asim Pandya, learned senior counsel for the respondent(s), we find no merit in the Special Leave Petition particularly having regard to the fact that the High Court has stated that the petitioner can have recourse under law in respect of the grievances that he has sought.

The special leave petition is, accordingly, dismissed.

However, the cost of Rs.5 lakhs (Rupees Five Lakhs only) imposed by the High Court stands set aside.

Pending application(s), if any, shall stand disposed of.

(RADHA SHARMA)
COURT MASTER (SH)

(MALEKAR NAGARAJ)
COURT MASTER (NSH)