

Gujarat High Court

Ghanshyam vs Mahagujarat on 29 July, 2010

Author: H.B.Antani,&Nbsp

Gujarat High Court Case Information System

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CA/3205/2010 2/ 2 ORDER

IN
THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL
APPLICATION - FOR VACATING INTERIM RELIEF No. 3205 of 2010

In

CIVIL
APPLICATION No. 10247 of 2008

In
SECOND APPEAL No. 204 of 2008

=====

GHANSHYAM
TULSIDAS PATEL POA HOLDER OF THAKOREBHAI GHAN - Petitioner(s)

Versus

MAHAGUJARAT
MEDICAL SOCIETY & 1 - Respondent(s)

=====

Appearance :
MR
YH VYAS for applicant : 1,
MR DG CHAUHAN for opponent : 1,
MR
PRABHAKAR UPADYAY for opponent :
2,
=====

CORAM

:

HONOURABLE

MR. JUSTICE H.B.ANTANI

Date

: 29/07/2010

ORAL

ORDER

1. Heard the learned Advocate Mr Y.H. Vyas for the applicant, learned Advocate Mr D.G. Chauhan for opponent No.1 and learned Advocate Mr Prabhakar Upadhyay for opponent No.2.

2. Considering the rival submissions and on perusal of the averments made in the application as well as in the affidavit-in-reply filed by the other side, I am of the view that the second part of the order passed by the Coordinate Bench of this Court dated 13.2.2009 in Second Appeal No.204 of 2008 with Civil Application No. 10247 of 2008 requires to be modified as under:

"During the pendency of the Second Appeal No.204 of 2008, the parties would not execute the sale deed in question."

With this observation, the Civil Application stands disposed of.

[H B ANTANI, J.] msp Top