IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/FIRST APPEAL NO. 1884 of 2015

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CHUNILAL AMBARAM JARIWALA & ORS.

Versus

AMBARAM MOTIRAM (SINCE DECEASED) & ORS.

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Appearance:
MR AMAN MIR(10881) for the Appellant(s) No. 1,2,3,4
MR ASPI M KAPADIA(1865) for the Defendant(s) No. 10,11,12
RULE SERVED for the Defendant(s) No. 13,3,5,6
RULE UNSERVED for the Defendant(s) No. 14,15,16,17,2,4,7,8,9

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CORAM: **HONOURABLE MR. JUSTICE ILESH J. VORA**
and
HONOURABLE MR. JUSTICE R. T. VACHHANI

Date : 15/06/2026

ORAL ORDER
(PER : HONOURABLE MR. JUSTICE ILESH J. VORA)

1. This First Appeal is filed by the original plaintiff, challenging the judgment of dismissal of the suit, passed by the 12th Additional Senior Civil Judge, Surat in Special Civil Suit No. 64 of 1988. The suit was filed for partition of the suit properties and rendition of accounts of the different joint family firms.

2. When matter was called out, learned counsel is not remained present to assist the Court. On 13.12.2018, this Court had observed that the appellants are no more interested to pursue the matter, as a result, the appeal was dismissed for non-prosecution. Thereafter, upon restoration of the appeal, the R&P was called upon. Since March, 2026, the appellants are not pursuing the appeal.

3. In the aforesaid view of the matter, the appeal is ordered to be dismissed under Order 41 Rule 17 of Code of Civil Procedure for non-prosecution.

(ILESH J. VORA,J)

(R. T. VACHHANI, J)

P.S. JOSHI

Original copy of this order has been signed by the Hon'ble Judges.
Digitally signed by: PALLAV SUBHASHCHANDRA JOSHI(HC00177), Principal Pvt. Secretary, at High Court of Gujarat on 16/06/2026 11:17:23