

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 2091 of 2012**

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LAKHUBHAI RAJSIBHAI VAGHELA
Versus
GUJARAT HEAVY CHEMICALS LTD

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Appearance:

MR ANAND B GOGIA(5849) for the Appellant(s) No. 1

MR BB GOGIA(5851) for the Appellant(s) No. 1

MR RB GOGIA(5850) for the Appellant(s) No. 1

M/S TRIVEDI & GUPTA(949) for the Defendant(s) No. 1

CORAM:HONOURABLE MR. JUSTICE J. C. DOSHI**Date : 10/08/2026****ORDER**

1, This Court passed following order on 23.07.2026;

“Learned advocate Mr. Paritosh Gupta appearing for the respondent submitted that the appeal has become infructuous in absence of any stay granted by this Court. He further submitted that the respondent – original plaintiff referred the execution proceedings to execute the impugned judgment and decree. As the appellant–judgment debtor failed to pay the decretal amount, the learned Executing Court ordered simple imprisonment in execution of the decree, and the execution proceedings have accordingly been disposed of.

Considering the submissions made by learned advocate Mr. Paritosh Gupta, and further considering that none appears for the appellant, issue Notice to the appellant, returnable on

10.08.2026.”

2. Learned advocate, Mr. Gogia, appearing for the appellant submitted that, though, he tried to contact his client on more than one occasions, but, he failed. Further, he could not dispute the proposition canvassed by the learned Advocate, Mr. Gupta, appearing for opponent No.1 and as recorded by this Court in its order dated 23.07.2026 and as reproduced, herein above.

3. In view of the above, as the money decree is already executed, nothing remains in this matter. Hence, this matter stands ***disposed of***, as having become infructuous. R&P, if any, be sent back to the concerned Court. No order as to costs.

UMESH/-

(J. C. DOSHI,J)