

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/SPECIAL CIVIL APPLICATION NO. 2486 of 2024**

=====

STATE OF GUJARAT

Versus

PRAVINKUMAR SUKHALAL JAISWAL

=====

Appearance:

MR DHAVAL A PARMAR, AGP for the Petitioner(s) No. 1

NOTICE SERVED for the Respondent(s) No. 1

=====

CORAM: **HONOURABLE MR. JUSTICE DEVAN M. DESAI****Date : 23/02/2026****ORAL ORDER**

1. Heard learned AGP Mr. Dhaval A. Parmar for the petitioner-State. Though served, none appeared for respondent.

2. Learned AGP for the petitioner has submitted that question of date of taking possession is under question. It is further submitted that there is no evidence on record that the possession of the acquired land was taken over by authority on 30.06.1998 as alleged by the petitioner. However, learned Executing Court has relied upon a reply given by the officer of the petitioner in the cross-examination and held that the date of possession is 30.06.1998. However, the provisions contained in the Land Acquisition Act, the Collector is empowered to take possession

of the land in question after an order passed under Section 11 of the Act.

3. Issue requires consideration. Admit.

4. In the meantime, the operation and implementation of the order dated 27.04.2022 passed by learned Principal Senior Civil Judge, Jetpur passed below Exhibit-12 in Regular Execution Petition No.48 of 2018 is stayed till the next date of hearing.

RINKU MALI

**(D. M. DESAI,J)**