

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/SPECIAL CIVIL APPLICATION NO. 410 of 2019

With

CIVIL APPLICATION (FOR DIRECTION) NO. 2 of 2019

In R/SPECIAL CIVIL APPLICATION NO. 410 of 2019

=====

DEVIDAS RAMCHAND LALWANI

Versus

STATE OF GUJARAT

=====

Appearance:

MR.MINHAJ M SHAIKH(6847) for the Petitioner(s) No.

1,10,11,12,13,2,3,4,5,6,7,8

MS SHACHI G MATHUR(3069) for the Petitioner(s) No. 9

MR MEET THAKKAR, ASSISTANT GOVERNMENT PLEADER for the
Respondent(s) No. 1

MR DEEP D VYAS(3869) for the Respondent(s) No. 2

NOTICE SERVED BY DS for the Respondent(s) No. 3

=====

CORAM:HONOURABLE MR. JUSTICE NIRZAR S. DESAI

Date : 07/02/2023

ORAL ORDER

- 1.Learned senior advocate Mr. Prasant G. Desai orally submitted that the Corporation has actively considered the aspect about the tenancy right of the affected persons and is in process of taking a decision that those affected persons whose tenancy rights are undisputed shall be given some preference in respect of allotment of shops that may be constructed by the Ahmedabad

Municipal Corporation in future. However, since the modalities are not finalized, learned senior advocate Mr. Prasant Desai requests for a week's time to place on record the decision that the Ahmedabad Municipal Corporation may take about the issue in question. Learned senior advocate Mr. Desai assures that even if, some affected persons who could not established there tenancy rights at this stage or the tenancy rights are disputed, they also would be given an opportunity to established their tenancy rights as they are either original allottees or valid transferees and their case also would be considered at par with the persons whose tenancy rights are undisputed if they can successfully established there valid transfer.

2. In view of leave note filed by learned advocate Mr. Deep D. Vyas, appearing for the respondent No.2, Stand over to 14.2.2023.

(NIRZAR S. DESAI,J)

Pallavi