

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 1206 of 2022**

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KAMLESHBHAI BHUPATRAI TANK

Versus

KHAMBHALIA NAGAR PALIKA THRU CHIEF OFFICER & 4 other(s)

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Appearance:

THAKKAR AND PAHWA ADVOCATES(1357) for the Petitioner(s) No. 1
for the Respondent(s) No. 1,2,3,4,5

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CORAM:**HONOURABLE MR. JUSTICE A.Y. KOGJE****Date : 27/01/2022****ORAL ORDER**

Learned advocate for the petitioner states that the construction is till going on despite the fact that such construction is made without any necessary permission from the development authority or the Nagarpalika and despite the representation made time and again. It is submitted that the respondent No.5 is proceeding with the construction at a fast phase and is likely to complete such construction which would render the petition infructuous.

In view of the aforesaid, issue **notice** returnable on **03.02.2022**. The respondent No.1 is directed to file an affidavit with regards to the status of ongoing construction and if such construction is found to be without development permission, it will be open for the respondent No.1 to forthwith take steps to seize such construction activity. Direct service is permitted.

(A.Y. KOGJE, J)

SIDDHARTH