

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 353 of
2026****In****F/MISC. CIVIL APPLICATION/1266/2026****In****F/FIRST APPEAL/29193/2018**=====
DEPUTY COLLECTOR, LAND ACQUISITION AND REHABILITATION &
ORS.

Versus

SOMABHAI MOTIBHAI PAGI SINCE DECEASED THROUGH LEGAL HEIRS
& ORS.
=====

Appearance:

MR SHAUNAK VYAS, AGP for the Applicant(s) No. 1,2,3

DECEASED LITIGANT for the Respondent(s) No. 1

DECEASED LITIGANT THROUGH LEGAL HEIRS/ REPRESENTATIVES
for the Respondent(s) No. 1.2

FRESH RULE SERVED BY DS(4509) for the Respondent(s) No.

1.1,1.2.1,1.2.2,1.2.3,1.2.4

FRESH RULE SERVED(4513) for the Respondent(s) No.

1.1,1.2.1,1.2.2,1.2.3,1.2.4
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CORAM: HONOURABLE MR. JUSTICE BHARGAV D. KARIA

and

HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE**Date : 31/07/2026****ORAL ORDER****(PER : HONOURABLE MR. JUSTICE BHARGAV D. KARIA)**

1. Heard learned Assistant Government Pleader

Mr. Shaunak Vyas for the applicants.

2. Though served, none appeared for the

opponents.

3. Learned AGP Mr. Shaunak Vyas for the applicant submitted that the applicant had preferred an Application No. 90 of 2023 before the Reference Court after this Court passed an order in Civil Application No. 1 of 2018 for condonation of delay. However, the applicant died during the pendency of the Reference Case.
4. It was submitted that the Reference Court has allowed the Application No. 90 of 2023 by order dated 12.10.2023, setting aside the abatement, amending cause title by joining legal heirs.
5. It was submitted that thereafter, the applicant preferred this application to condone delay of 1325 days caused in preferring Misc. Civil Application.

6. Considering the above submissions, delay of 1325 days caused in preferring Misc. Civil Application is hereby condoned as sufficient cause has been explained by the applicant.

7. Registry to list Misc. Civil Application for admission hearing on 07.08.2026.

(BHARGAV D. KARIA, J)

JYOTI V. JANI

(ANIRUDDHA P. MAYEE, J.)