

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CIVIL APPLICATION NO. 2547 of 2026**

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DAJIBHAI BAVALBHA PARMAR & ORS.

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR Y J PATEL(3985) for the Petitioner(s) No.

1,10,10.1,11,12,12.1,13,14,15,15.1,15.1.1,16,16.1,17,17.1,18,18.1,19,2,20,20
.1,21,2.1,21.1,22,22.1,23,3,3.1,4,4.1,5,5.1,6,6.1,7,8,8.1,9,9.1

MR. NARENDRASINH ZALA(14072) for the Petitioner(s) No.

1,10,10.1,11,12,12.1,13,14,15,15.1,15.1.1,16,16.1,17,17.1,18,18.1,19,2,20,20
.1,21,2.1,21.1,22,22.1,23,3,3.1,4,4.1,5,5.1,6,6.1,7,8,8.1,9,9.1

GOVERNMENT PLEADER for the Respondent(s) No. 1,2,3,4

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**CORAM:HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA
AGARWAL**

and

HONOURABLE MR.JUSTICE D.N.RAY

Date : 12/03/2026

ORAL ORDER

(PER : HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA AGARWAL)

The challenge to the order dated 24.12.2025 passed by the Deputy Collector and Special Land Acquisition Officer, Rajkot in rejecting the application dated 12.02.2018 under Section 28A of the Land Acquisition Act, 1894 is on the ground that factum of rejection of Reference under Section 18 of the Act, 1894 filed by the petitioner, cannot come in the way of the petitioner in seeking the benefit of the Reference Court award dated 27.12.2017. Reliance is placed on the decision of the Apex Court in **Banwari and Others v/s. Haryana State Industrial and Infrastructure Development Corporation Limited (Hsiidc) and Another (AIR 2025 SC 165)**.

Ms. Hetal Patel, the learned Assistant Government Pleader, appearing for the respondent State prays for and is granted two weeks time to file a reply. One week further time thereafter is granted to the petitioner to file rejoinder.

Put up this matter on 09.04.2026

(SUNITA AGARWAL, CJ)

(D.N.RAY,J)

C.M. JOSHI

Original copy of this order has been signed by the Hon'ble Judges.
Digitally signed by: CHANDRAKANT MAHADEV JOSHI(HC01073), Principal Pvt. Secretary, at High Court of Gujarat on 16/03/2026 15:10:00