

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 2645 of 2026**

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HIRABHAI MAVJIBHAI VAGHELA

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MALAV M MULANI(8844) for the Petitioner(s) No. 1

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

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CORAM:HONOURABLE MS. JUSTICE VAIBHAVI D. NANAVATI**Date : 21/04/2026****ORAL ORDER**

1. Heard Mr. Malav M. Mulani, learned advocate appearing for the petitioner.

2. By way of the present petition, the petitioner herein has challenged the impugned communication/order dated 15.01.2026 issued by the respondent no. 2 - Mamlatdar, Shankheshwar whereby the petitioner herein is asked to hand over the possession of the land bearing khata no. 1146 of Revenue Survey No. 783, Hec. 1-90-20 sq. mts. and Revenue Survey No. 789, Hec. 3-72-31 sq. mts. at Padla, Taluka: Sankheshwar, District: Patan, upon the application made by one Rohitbhai Jesangbhai Goswami under the provisions of the Gujarat Land Grabbing (Prohibition) Act, 2020.

2.1. It is submitted by Mr. Mulani, learned advocate that the such exercise of power by the respondent – Mamlatdar are beyond jurisdiction wherein by the impugned communication/order dated 15.01.2026, the petitioner herein is directed to vacate the premises within ten days.

3. Issue notice making it returnable on 19.06.2026. Mr. Jayneel Parikh, learned AGP waives the service of notice for and on behalf of respondent no. 1.

4. In the interregnum period, the impugned communication/order dated 15.01.2026 is directed not to be acted upon, till further orders.

(VAIBHAVI D. NANAVATI,J)

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