

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 7029 of 2022**

With
CIVIL APPLICATION (FOR DIRECTION) NO. 1 of 2026
In R/SPECIAL CIVIL APPLICATION NO. 7029 of 2022

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SANKALCHANDBHAI CHHAGANBHAI PATEL & ORS.

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR AMAR D MITHANI(484) for the Petitioner(s) No. 1,2,3,4,5,6,7

MR JAYNEEL PARIKH, AGP for the Respondent(s) No. 1,2,3

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CORAM:HONOURABLE MS. JUSTICE VAIBHAVI D. NANAVATI

Date : 28/04/2026

ORAL ORDER

ORDER IN CIVIL APPLICATION (FOR DIRECTION) NO. 1 of 2026

1. Heard Mr. Amar D. Mithani, learned advocate appearing for the applicants and Mr. Jayneel Parikh, learned AGP appearing for the respondent – State authorities.

2. By way of the present application, the applicant herein pray for the following reliefs:

“10. The petitioners respectfully pray that;

(A) The Hon'ble Court may be pleased to direct the respondents to consider and decide the petitioner's pending application dated 24.08.2021 (Annexure-L) along with the judgment and order

rendered by the Hon'ble Division Bench, dated 17.01.2024 (Annexure-K) passed in CA No. 229/2024 in LPA No. 36908/2023 and to place such decision on the record of Special Civil Application No. 7029/2022, in the interest of justice.

(B) The Hon'ble Court may be pleased to grant any other and further relief to the applicants as the nature and circumstances of the case may require.”

3. The applicants herein are owners and occupiers of the constructed premises, standing upon land bearing Survey No. 496/Paiki of Gota, Taluka: Ghatlodia, District: Ahmedabad, being F.P. No. 97 of T.P. Scheme No. 30 (Gota), having preferred SCA No. 7029 of 2022, wherein it is mainly prayed to grant identical treatment as decided and granted in the judgment dated 22.04.2013 rendered in SCA No. 10377 of 2012, to hold that the land in question is not a surplus land under ULC Act alternatively prayed to direct the respondent authority to decide petitioners' pending application dated 24.08.2021.

4. Mr. Parikh, learned AGP upon instructions states that the said representation dated 24.08.2021 pending before the Collector shall be decided by the Collector, Ahmedabad as expeditiously as possible in the interest of justice.

5. In view of the aforesaid statement made by Mr. Parikh, learned AGP the respondent no. 2 herein to decide the representation dated

24.08.2021 made by the applicants herein as expeditiously as possible, in the interest of justice, within a period of two months from the date of receipt of this order, keeping open all the rights and contentions qua the respective parties if the grievance raised by the petitioner in the present petition is not addressed/redressed by the said representation. The decision pursuant to the said be placed before this Court on or before the next returnable date.

Accordingly, the Civil Application stands disposed of.

ORDER IN SPECIAL CIVIL APPLICATION NO. 7029 OF 2022

Stand over to 11.06.2026.

KUMKUM

(VAIBHAVI D. NANAVATI,J)