

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 2632 of 2026**

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STANDARD BELAX INDIA PRIVATE LTD.**Versus****STATE OF GUJARAT & ANR.**

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Appearance:**MR. PRATEEK S BHATIA(8629) for the Petitioner(s) No. 1****MR. JAYNEEL PARIKH, AGP for the Respondent(s) No. 1,2**

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CORAM:HONOURABLE MS. JUSTICE VAIBHAVI D. NANAVATI**Date : 05/03/2026****ORAL ORDER**

1. Issue ***RULE***, returnable forthwith. Mr. Jayneel Parikh, learned AGP waives service of Rule for and on behalf of the respondent – State authorities. With the consent of the learned advocates appearing for the respective parties, the present Petition is taken-up for final hearing.

2. Heard Mr. Prateek S. Bhatia, learned advocate appearing for the petitioner and Mr. Jayneel Parikh, learned AGP appearing for the respondent – State authorities.

3. By way of the present petition, petitioner has prayed for the following reliefs:

“7. For the reasons stated hereinabove, and such other as may be advanced at the time of hearing of this Petition, the Petitioner above named, most respectfully prays that:

(A) Your Lordships may be pleased to issue a writ of certiorari or writ in the nature of certiorari or any other appropriate writ, order or direction, to quash and set aside the Order dated 20.01.2026 having its number as Tenancy/D/Vashi/291/2026. (Annexure-A);

(B) Your lordships may be pleased to issue a writ of mandamus or any other writ of appropriate nature, order or direction, directing the Respondent No.2 to grant Certificate under Section 63AA of the Gujarat Tenancy and Agricultural Lands Act, 1948 for land situated at Revenue Survey No.205, Village-Ganpatpura, Taluka-Karjan, Vadodara in the interest of justice;

(C) Grant such other and further reliefs) as may be deemed fit in the interest of justice and equity.”

4.1. Mr. Bhatia, learned advocate submitted that, the petitioner herein challenged the order dated 20.01.2026 having its number as Tenancy/D/Vashi/291/2026 (Annexure-A), whereby, the petitioner's application for obtaining certificate under Section 63AA of the Gujarat Tenancy and Agricultural Lands Act, 1948 (for short 'the Tenancy Act') in relation to land situated at revenue Survey No. 205, Village: Ganpatpura, Tal.: Karjan, Dist.:

Vadodara, came to be rejected on the ground that the land in question is more than 10 hectors and that the petitioner to seek appropriate certificate from the competent authority.

4.2. Mr. Bhatia, learned advocate relies on reply dated 02.12.2024 (pg.28, Annexure-F) and submits that the land purchased by the petitioner herein as referred to herein-above is less than 10 hectors and in view thereof, such opinion as sought for is not required to be taken, in light of the provision of Section 63AA of the Tenancy Act.

4.3. To substantiate his submission, Mr. Bhatia, learned advocate has placed on record the orders passed in respect to adjoining survey numbers being Survey / Block Nos. 203, 215, 218, 219 and 220, wherein, such certificates under Section 63AA of the Tenancy Act were issued.

5. Mr. Jayneel Parikh, learned AGP, is not in a position to controvert the aforesaid submissions advanced by Mr. Bhatia, learned advocate appearing for the petitioner.

6. Having heard the learned advocates appearing for the respective parties and having gone through the documents available on record, the impugned order dated 20.01.2026 having its number as Tenancy/D/Vashi/291/2026 passed by the respondent no.2 (Annexure-A), wherein, the petitioner's application for grant of permission under Section 63AA of the Tenancy Act is declined, mainly on the ground that the petitioner herein to seek appropriate Certificate under Section 633AA of the Tenancy Act from the Commissioner, Industries, the impugned order dated 20.01.2026 is hereby quashed and set aside, wherein, upon submission made by Mr. Bhatia, learned advocate appearing for the petitioner that the land in question is less than 10 Hectors and aforesaid was also stated by the petitioner herein in the reply duly produced at page-28 before the competent authority on 02.12.2024.

7. The present Petition stands **allowed to the aforesaid extent**. If the petitioner were to prefer a fresh application before the respondent authority, the same be decided by the concerned

respondent authority, within statutory period, in accordance with law.

8. Rule is made absolute to the aforesaid extent. Direct service is permitted.

(VAIBHAVI D. NANAVATI,J)

Pradhyuman

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: PRADHYUMANSINH DILIPSINH RAHEVAR(HC01408), PRIVATE SECRETARY, at High Court of Gujarat on 07/03/2026 11:37:14