

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 3106 of 2019**

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INDIAN OIL CORPORATION LIMITED

Versus

AHMEDABAD URBAN DEVELOPMENT AUTHORITY

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Appearance:

MR MR BHATT SR.ADV. WITH MR MAYUR KISHANCHANDANI FOR M R
BHATT & CO.(5953) for the Petitioner(s) No. 1

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

MR UI VYAS(1000) for the Respondent(s) No. 1

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CORAM:HONOURABLE MS. JUSTICE SANGEETA K. VISHEN**Date : 25/09/2023****ORAL ORDER**

1. Mr.M.R. Bhatt, learned Senior Counsel appearing with Mr.Mayur Kishanchandani, learned advocate for the petitioner submitted that as per the part plan, Preliminary Town Planning Scheme - 4A, the portion of the land of the petitioner has been designated as a garden whereas, on the other side of the land, 18 mtrs. wide road is provided. It is submitted that over the land, LPG Bottling plant has been set up. Being a crucial and strategic location, even the notification has been issued under the Indian Official Secret Act, 1923 so also, The Government of India, Ministry of Commerce & Industry, Petroleum and Explosive Safety Organization has issued a license for storage of LPG. It is submitted that if the garden is provided, that would be hazards and may have a catastrophic effect. So far as 18 mtrs. road is concerned, there is a dead end and it leads nowhere and therefore, it would be advisable to shift the road, so as to avoid the vehicular congestion, if any, at the main gate of the plant.

2. Mr.U.I. Vyas, learned advocate submitted that the Ahmedabad Urban Development Authority is an implementing authority and since the preliminary town planning scheme has been sanctioned, it has to implement the scheme.

3. Mr.Meet Thakkar, learned Assistant Government Pleader with Ms.Roshni Patel, learned Assistant Government Pleader to take instructions.

4. List the matter on **03.10.2023**. Interim relief granted earlier to continue till then.

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(SANGEETA K. VISHEN,J)