

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 2037 of 2026**

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VINODRAY KANJIBHAI MALVI & ANR.

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR P S DATTA(11324) for the Petitioner(s) No. 1,2

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

KRUPALI N BHATT(9455) for the Respondent(s) No. 8

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CORAM:HONOURABLE MS. JUSTICE VAIBHAVI D. NANAVATI**Date : 23/02/2026****ORAL ORDER**

Heard Mr. P. S. Datta, the learned advocate appearing for the petitioners and Mr. Angesh Panchal, the learned AGP appearing for the respondent – State.

Pursuant to the order dated 16.2.2026 Mr. Datta, the learned advocate has placed on record further affidavit filed by the petitioners duly produced at page-79 wherein it is stated that the undertaking signed by the petitioners herein is under coercion and under the pressure of the authority and that the petitioners were not aware about the technicalities and to save the property from being demolished, despite asking, the petitioners were made to sign on the blank paper.

Mr. Angesh Panchal, the learned AGP submits that such contention is not raised in the petition and in view thereof it is nothing but an afterthought.

The petitioners herein are bound by their own statement. The aforesaid amount to suppression wherein such undertaking is not produced on record.

In the interest of justice, the respondent authority to file an affidavit before the next returnable date.

Put up on 16.3.2026.

(VAIBHAVI D. NANAVATI,J)

K.K. SAIYED

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: SAIYED KAZIMALI(HC00169), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 24/02/2026 10:29:45