

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

MR JAYNEEL PARIKH, AGP for the Respondent(s) No. 1,2,4

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

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CORAM: HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE**Date : 25/06/2026****ORAL ORDER**

1. Heard learned advocate for the petitioners.

2. It is submitted that the petitioners herein belong to Kumbhar community and are in the activity of manufacturing pottery and bricks. Learned advocate submits that the impugned notice dated 30.01.2026 came to be issued to the petitioners herein directing them to remove their encroachment. He submits that accordingly Panchnama came be done by the respondents authorities on 05.02.2026 and the petitioners were made to sign on a consent documents prepared by the Circle Officer, Bagasara, whereby they had to vacate the land on or before 16.02.2026.

- 2.1 Learned advocate for the petitioners submits that

similar petition being Special Civil Application No. 13702 of 2025 and Special Civil Application No. 14257 of 2025 and other connected matters have been entertained by this Court and are pending consideration. He submits that in those group of Special Civil Applications, orders have been passed protecting the occupants. The said orders are annexed at Annexure-S & T. He relies upon the same.

2.2 It is further submitted that the Co-ordinate Bench of this Court vide order dated 23.12.2024 in Special Civil Application No. 17130 of 2024 has directed the State Authorities to consider and allot appropriate land for manufacturing the bricks and pottery to such persons, however no policy has been framed till date.

3. Issue **Notice**, returnable on 09/10/2026. Learned AGP waives service of notice on behalf of respondents No. 1 & 2.

In addition, direct service for rest of the respondents is permitted.

4. In the meantime, no coercive action shall be taken against the petitioners pursuant to the impugned notice dated 30.01.2026 till the next date of hearing.

(ANIRUDDHA P. MAYEE, J.)

SALIM/

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: MOHAMMAD SALIM(HC01108), STENO GR II, at High Court of Gujarat on 29/06/2026 15:28:58