

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CIVIL APPLICATION NO. 4249 of 2023**

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JUNAGADH DISTRICT PANCHAYAT THROUGH ITS EXECUTIVE
ENGINEER

Versus

LATE MUKESH DAYASHANKAR RAVAL THROUGH WIDOW BHAVNABEN
MUKESHBHAI RAVAL & ORS.

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Appearance:

MR HS MUNSHAW(495) for the Petitioner(s) No. 1

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

MR SAMIR B GOHIL(5718) for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE DEVAN M. DESAI**

Date : 30/07/2026

ORAL ORDER

When the matter was taken up for hearing, learned advocate for the petitioner Mr. H. S. Munshaw submitted that the order passed by both the authorities are erroneous as the provisions of Payments of Gratuity Act, 1972 (for short "the Act") is not applicable to the respondent-employee, who is not an employee within the meaning of Section 2(e) of the Act.

Therefore, in view of above, the issue requires consideration. Hence, *Rule*.

Interim relief, granted earlier, to continue till then.

(D. M. DESAI,J)

SHIVANI SHUKLA