

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 3340 of 2026**

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PANUBEN KARSHANBHAI PATEL

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MS MEGHA JANI, SENIOR ADVOCATE with MR. AKASH R PATEL(6715) for
the Petitioner(s) No. 1

GOVERNMENT PLEADER for the Respondent(s) No. 1,2,3,4

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CORAM:HONOURABLE MS. JUSTICE VAIBHAVI D. NANAVATI**Date : 24/03/2026****ORAL ORDER**

1. Heard Ms. Megha Jani, the learned Senior Counsel assisted by Mr. Akash R. Patel, the learned advocate appearing for the petitioner.

2. Upon perusal of documents produced on record, prima facie it emerges that the petitioner herein has paid the amount of premium under Section 43 Gujarat Tenancy and Agricultural Lands Act, 1948 on 20.5.2022 which is also produced on record. By the order passed by the Prant Officer in Takrari/Case No.592 of 2022 dated 30.8.2022 it is directed to verify whether there is any breach of Section 43 of the Tenancy Act which would resultantly

be followed by proceeding under Section 84C of the Act.

3. Submissions made by Ms. Jani, the learned Senior Counsel prima facie requires consideration wherein it is submitted that the petitioner herein purchased the land in question by registered sale deed upon removal of restriction of Section 43 of the Tenancy Act, as referred to hereinabove, for which challan is produced on record at page-34, in view thereof;

Issue notice making it returnable on 24.4.2026.

Mr. Jayneel Parikh, the learned AGP waives service of notice for and on behalf of the respondent No.1 – State.

The impugned order passed by the Collector, Gandhinagar dated 17.3.2025 in Appeal-CB/RTS/DEHGAM/APPEAL/ No:434022 is directed not to be acted upon, however, it is clarified that the revision application be decided by the learned Special Secretary Revenue (Appeals) Department independently and on its merits, In the interest of justice.

(VAIBHAVI D. NANAVATI,J)

K.K. SAIYED