

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 6724 of 2021****With****R/SPECIAL CIVIL APPLICATION NO. 5793 of 2023**

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NARENDRAKUMAR HARIMDAN GADHVI & ORS.**Versus****DIRECTOR OF SOCIAL DEFENSE GUJARAT STATE & ORS.**

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Appearance:**DECEASED LITIGANT THROUGH LEGAL HEIRS/ REPRESENTATIVES****for the Petitioner(s) No. 5****MR SP MAJMUDAR(3456) for the Petitioner(s) No. 1,2,3,4,5.1,5.2,5.3,6****RUSHABH H MUNSHAW(8958) for the Petitioner(s) No. 1,2,3,4,5,6****ADVANCE COPY SERVED TO GOVERNMENT PLEADER/PP for the****Respondent(s) No. 1****NOTICE SERVED BY DS for the Respondent(s) No. 1,2,3,4**

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CORAM:HONOURABLE MR. JUSTICE NIRAL R. MEHTA**Date : 09/06/2026****ORAL ORDER**

1. Coordinate Bench of this Court passed following order on 17th March, 2026.

"ORDER IN R/SPECIAL CIVIL APPLICATION NO.6724 of 2021.

[1] Pursuant to the order dated 10.03.2026 passed by this Court, it has been brought to the notice of this Court by the learned advocate for the petitioner that till date, actual benefit of higher pay-scale is not received by the petitioner.

[2] Ms. Dhruvi Pandya, learned AGP requests for some time to inquire into the matter.

[3] It appears that the appropriate order was

already passed by the competent authority, granting approval of benefit of higher pay-scale to the petitioner way back in 02.05.2025.

[4] Considering such time elapsed till date and so far the petitioner has not received the actual benefit of the said order, the same shall be paid to the petitioner within two weeks from today.

[5] The respondent concerned is hereby directed to calculate and pay the aforesaid benefits with all consequential benefits flowing from granting benefits of higher pay-scale, on or before 02nd April, 2026.

S. O. to 6th April, 2026.

ORDER IN R/SPECIAL CIVIL APPLICATION NO. 5793 of 2023.

[1] At the outset, Ms. Dhruti Pandya, learned AGP, under the instructions, would state that grievance of the petitioner will be redressed by the authority within a short period time.

[2] Since the matter is pending from 2023, the authority concerned is hereby directed to expeditiously process / adjudicate the claim of the petitioner.

S. O. to 6th April, 2026."

2. Thereafter, on 21st April, 2026 following order was passed.

"1. When the matter is taken up for hearing, it is pointed out by Ms.Dhruti Pandya, learned AGP that so far as case of the petitioners of Special Civil Application No.6724 of 2021 is concerned, necessary approval to release the benefit in favour of the petitioners is granted by the competent authority of the State and it is in process of making payment, but it will take about six

to eight weeks' time to make the payment. So far as petitioners of Special Civil Application No.5793 of 2023 is concerned, process is underway and it will take sometime to complete the formalities.

2. The respondent-State is hereby directed to complete the process the claim in the case of petitioners of Special Civil Application No.5793 of 2023 and it may see to it that the payment shall be made before the next date of hearing. Likewise, in the case of petitioners of Special Civil Application No.6724 of 2021 also, once the decision to release the dues of the petitioners having been taken by the competent authority of the State, it shall expedite the process of payment and same shall be done on or before the next date of hearing. Stand over to 09.06.2026.

3. Despite the aforesaid direction issued by this Court, the authorities have not complied the said direction. *Prima facie*, this Court feels that there is contempt of court committed by the authorities.

4. However, before taking any stern view and action against the authority, let there shall be one more opportunity in the interest of justice to salvage the situation.

5. List the matter on 22nd June, 2026 for further consideration.

(NIRAL R. MEHTA, J)

ANUP