

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 4588 of 2026**

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CAHUDHARY MAHENDRABHAI KACHRABHAI
Versus
STATE OF GUJARAT & ORS.

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Appearance:

MR NAMAN K BRAHMBHATT(11307) for the Petitioner(s) No. 1

MS SUMAN MOTLA, AGPfor the Respondent(s) No. 1

MR KAMLESH S KOTAI(6150) for the Respondent(s) No. 2

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CORAM:HONOURABLE MR. JUSTICE NIRAL R. MEHTA

Date : 01/05/2026**ORAL ORDER**

1. By way of this petition under Article 226 of the Constitution of India, the petitioner has approached this Court for a writ of mandamus or any writ in the nature of mandamus or any other appropriate writ, order or direction upon the authorities to comply the order dated 11.3.2025 passed in Special Civil Application No.2513 of 2025.

2. Heard learned advocate Mr.Naman Brahmbhatt for the petitioner, learned Assistant Government Pleader Ms.Suman Motla for respondent No.1 and learned advocate Mr.Kamlesh Kotai for respondent No.2.

3. At the outset, it is relevant to note that the Coordinate Bench of this Court on 11.3.2025 passed the following order in Special Civil Application No.2513 of 2025 :

“7. Considered the submissions. This Court noticed that the petitioner being villager of Pamol Gram Panchayat, has brought to notice, the irregularities committed by Sarpanch and Talati-cum-Mantri, to the District Development Officer, as also Additional Development Commissioner. The order dated 10.01.2025 of Ld.Lokpal is also on record, whereby the recovery from Talati-cum-Mantri, as also Sarpanch was directed and further directed to be deposited in State Government. As submitted by Learned Advocate Mr.Kotai, same has been recovered. In the opinion of this Court, since the Additional Development Commissioner and the District Development Officer are aware of proceedings, they are directed to take cognizance of the said proceedings and to act in accordance with law.

8. Though learned advocate Mr.Kamlesh Kotai for the District Development submitted to direct the authority to decide the representations of the petitioner in accordance with law, this Court deems it appropriate to direct the District Development Officer and Additional Development Commissioner to take cognizance of this proceeding and to act in accordance with law.”

4. Upon perusal of the said order, it appears that the Coordinate Bench of this Court has directed the authority to take cognizance of the proceedings those were held before the learned Lokpal and then, to take necessary steps against the erring person.

5. Learned advocate Mr.Kamlesh Kotai for respondent No.2 submitted affidavit-in-reply duly affirmed by Dr.Hasrat Jasmine, District Development Officer, Mehsana, which is taken on record, wherein, in crux, it has been appraised that necessary action has already been initiated and pursuant thereto, the charge-sheets have been issued upon 3 Talati-cum-Mantri as well as 2 daily wagers (Mate) have also been relieved. It has further been appraised that so far as the role of Sarpanch is concerned, the office of the District

Development Officer has already addressed a letter dated 18.4.2026 to the District Rural Development Agency, Mehsana, soliciting an opinion. Mr.Kotai submitted that once such opinion is received and in which, if it is found that the Sarpanch of the relevant time is responsible, the proceedings under Section 57(1) of the Gujarat Panchayats Act shall be initiated.

6. Mr.Kotai, under the instructions, also assured this Court that soliciting an opinion of the District Rural Development Agency, Mehsana, shall be expedited and all endeavor shall be made to receive such opinion within a period of 8 weeks from today.

7. On such statement being made, learned advocate Mr.Brahmbhatt for the petitioner does not press this petition.

Disposed of accordingly.

V.J. SATWARA

(NIRAL R. MEHTA,J)

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: VIPUL JASWANTBHAI SATWARA(HC00170), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 06/05/2026 13:05:48