

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 6608 of 2022**

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ADESH RANBIRSINGH PAL

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR BHARAT T RAO(697) for the Petitioner(s) No. 1

MR ANUJ K TRIVEDI(6251) for the Respondent(s) No. 2

MR JAYDEV BHATT FOR MR HRIDAY BUCH(2372) for the
Respondent(s) No. 3

NOTICE SERVED BY DS for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE MAULIK J.SHELAT

Date : 23/03/2026

ORAL ORDER

1. Mr.Jaydev Bhatt, learned advocate for respondent No.3 would state that due to inadvertence, this Court *vide* its order dated 17.03.2026 recorded in paragraph 3 that respondent No.3 would not claim the post of H.O.D. and as such, no prejudice would be caused to the petitioner and his prospects in any manner whatsoever. It is submitted by Mr.Bhatt, learned advocate for respondent No.3 that this statement was made till the petitioner was in service, but now, as the petitioner is already retired from service, respondent No.3 being eligible to claim post of H.O.D., she would like to make her claim for the post of H.O.D. and accordingly, paragraph 3 of the aforesaid order may be modified or clarified, as the case may be.

2. *Per contra*, Mr.Rao, learned advocate for the petitioner would submit that although the petitioner is retired from the service, this Court may consider prayer (c) made in para 45 of this petition.

3. Having considered the submissions made by learned advocates for the respective parties, at this stage, without further observing anything about the aforesaid prayer made by the petitioner, it is only clarified that respondent No.3 would not be precluded from claiming her right for the post of H.O.D., if she is found eligible in law.

4. Due to paucity of time, this Court is unable to continue the hearing. With the consent of the learned advocates for the respective parties, stand over to **09.04.2026**.

GAURAV J THAKER

(MAULIK J. SHELAT, J)