

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 10428 of 2025**

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BABUBHAI LALJIBHAI SHIHORA

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR MANOJ SHRIMALI(2331) for the Petitioner(s) No. 1

MS DEVANSHIBA RANA AGP for the Respondent(s) No. 1,2,3

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CORAM:HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE**Date : 31/07/2025****ORAL ORDER**

1. After some submissions, the learned counsel for the petitioner submits that the wife of the petitioner had preferred an application for allotment of land for agriculture purpose. By communication dated 10.02.2010, it was intimated to the petitioner that the respondent No.3 is directed to do needful in the matter. He submits that the father of the petitioner was cultivating the land in question since the year 1970 and after his death, the petitioner is in possession and occupation of land in question since more than 55 years. The learned counsel submits that the petitioner is in possession of the land bearing Survey No.78, Khata No.312, admeasuring about 1.5 Vigha of Mouje : Talangana, Taluka: Upleta, District : Rajkot. He, therefore, submits that the petitioner's case for regularization be considered.

2. The learned AGP, on instructions, submits that the land in possession of the petitioner is Gauchar land as well as part of some

private lands, and the petitioner is not in possession of the government vest land. He submits that if the petitioner makes an application, the same shall be decided in accordance with law and the government circulars.

3. The learned counsel for the petitioner submits that the petitioner shall make a fresh application for allotment of land for agricultural cultivation and livelihood purpose. He submits that the same may be decided expeditiously.

4. Considering the submissions, if the petitioner makes an application to the Respondent No.2 Collector, Rajkot, within a period of four weeks from today, the same shall be decided expeditiously, on its own merits in accordance with law and the prevalent government circulars.

5. It is made clear that this Court has not gone into the merits of the case and no opinion is expressed thereon.

6. The present Special Civil Application stands disposed of accordingly.

(ANIRUDDHA P. MAYEE, J.)

cmk

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: CHANDRASHEKHAR MAHESHKUMAR KOSHTI(HC01066), Principal Pvt. Secretary, at High Court of Gujarat on 31/07/2025 18:46:51