

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CIVIL REVISION APPLICATION NO. 202 of 2024****With****CIVIL APPLICATION (FOR BRINGING HEIRS) NO. 1 of 2025****In R/CIVIL REVISION APPLICATION NO. 202 of 2024****With****CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 2 of 2025****In CIVIL APPLICATION (FOR BRINGING HEIRS) NO. 1 of 2025****In R/CIVIL REVISION APPLICATION NO. 202 of 2024**

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HEMCHANDRACHARYA NORTH GUJARAT UNIVERSITY HNGU
THROUGH REGISTRAR, ROHITKUMAR NARPATBHAI DESAI

Versus

SPECIAL LAND ACQUISITION OFFICER AND DEPUTY COLLECTOR
PATAN & ORS.

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Appearance:

MR. NISHIT P GANDHI(6946) for the Applicant(s) No. 1

MR VIRAL J DAVE(5751) for the Opponent(s) No. 3.1,3.2,3.3,3.4,3.5

NOTICE SERVED BY DS for the Opponent(s) No. 1,2,3

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CORAM: HONOURABLE MR. JUSTICE SANJEEV J. THAKER

Date : 08/04/2025

ORAL ORDER

**ORDER IN CIVIL APPLICATION (FOR CONDONATION OF
DELAY) NO.2 OF 2025:-**

1. The present application has been filed seeking condonation of delay of 1050 days caused in filing the application for bringing legal heirs of respondent no.2 herein viz. Thakor Jitaji Babaji, who has expired on 04.02.2022.

2. Learned advocate for the applicant has submitted that the delay caused in filing the application for bringing heirs is not an intentional delay as the heirs of respondent no.2 were joined in the

execution proceedings since respondent no.2 expired before filing of the captioned civil revision application. He submitted that it is not willful neglect or lapse on the part of applicant in filing the application.

3. Having heard learned advocates for the respective parties and having gone through the contents of the application more particularly paras:3 and 4 of the application, the present application deserves to be allowed and it is accordingly allowed. Delay of 1050 days caused in filing the application for bringing legal heirs of deceased respondent no.2 herein is condoned and the present application is disposed of accordingly.

ORDER IN CIVIL APPLICATION (FOR BRINGING HEIRS)
NO.1 OF 2025:-

1. The present application has been filed with a prayer to join the legal heirs of original respondent no.2 herein viz. Thakor Jitaji Babaji, who has expired on 04.02.2022.

2. Learned advocate for the applicants submitted that as the respondent nos.2.1 to 2.4 herein are the only legal heirs of deceased respondent no.2 herein viz. Thakor Jitaji Babaji, they are required to be joined as opponent nos.2.1 to 2.4 in the application. He submitted that copy of death certificate of the respondent no.2 herein viz. Thakor Jitaji Babaji is produced on record along with the pedigree.

3. Having heard learned advocates for the respective parties and

having gone through the contents of the application, the present application is allowed. Respondent Nos.2.1 to 2.4 herein are permitted to be joined as opponent nos.2.1 to 2.4 being legal heirs of respondent no.2 herein viz. Thakor Jitaji Babaji in the main application. Necessary amendment to be carried out forthwith. The present application is accordingly disposed of.

MISHRA AMIT V.

(SANJEEV J.THAKER,J)