

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CIVIL REVISION APPLICATION NO. 177 of 2024****With****CIVIL APPLICATION (FOR BRINGING HEIRS) NO. 1 of 2025
In R/CIVIL REVISION APPLICATION NO. 177 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. 177 of 2024**=====
HEMCHANDRACHARYA NORTH GUJARAT UNIVERSITY (HNGU)**Versus****SPECIAL LAND ACQUISITION OFFICER AND DEPUTY COLLECTOR ,
PATAN & ORS.**=====
Appearance:**MR. NISHIT P GANDHI(6946) for the Applicant(s) No. 1****MR VIRAL J DAVE(5751) for the Opponent(s) No.****2.1,2.2,2.3,2.4,2.5.1,2.5.2,2.5.3,4,5****NOTICE SERVED BY DS for the Opponent(s) No. 1,3**=====
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 267 days caused in filing the application for bringing legal heirs of opponent no.3 viz. Bhil Ashokbhai Balvantji , who has expired on 28.03.2024.

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 opponent no.3 were joined in the execution proceedings since opponent no.3 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 267 days caused in filing the application for bringing legal heirs of deceased opponent no.3 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 opponent no.3 viz. Deceased Bhil Ashokbhai Balvantji , who has expired on 28.03.2024.

2. Learned advocate for the applicants submitted that as the respondent nos.3.1 to 3.3 herein are the only legal heirs of deceased opponent no.3 viz. Bhil Ashokbhai Balvantji they are required to be joined as opponent nos.3.1 to 3.3 in the application. He submitted that copy of death certificate of the deceased Bhil Ashokbhai

Balvantji 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.3.1 to 3.3 herein are permitted to be joined as opponent nos.3.1 to 3.3 being legal heirs of deceased Bhil Ashokbhai Balvantji in the main application. Necessary amendment to be carried out forthwith. The present application is accordingly disposed of.

(SANJEEV J.THAKER,J)

MISHRA AMIT V.