

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 8288 of 2024**

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NAVIN @ NAVNEETBHAI VANMALIDAS PATEL

Versus

SURAT MUNICIPAL CORPORATION & ORS.

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Appearance:

MR VICKY B MEHTA(5422) for the Petitioner(s) No. 1

for the Respondent(s) No. 1,2,4

ADVANCE COPY SERVED TO GOVERNMENT PLEADER/PP for the

Respondent(s) No. 3

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CORAM:HONOURABLE MS. JUSTICE SANGEETA K. VISHEN**Date : 10/06/2024****ORAL ORDER**

1. Heard Mr. Vicky B. Mehta, learned advocate appearing for the petitioner.

2. It is submitted that in the writ petition filed before this Court, an order was passed expecting the Corporation to proceed ahead with the eviction proceedings and the apprehension raised by the learned advocate on behalf of the Corporation was brushed aside.

3. It is, thereafter, notices were issued to the encroacher, against which writ petitions were filed, which came to be withdrawn. Thereafter, there was no option left with the Corporation but to take steps for removal of the encroachment. Since no steps were taken, the petitioner preferred a representation and to the surprise

of the petitioner, representation has been rejected by the Corporation on the ground that the issue of regularization has been considered, which option was not available to the Corporation.

4. Considered the submissions, issue **Notice** to respondents, returnable on **15.07.2024**.

Direct Service is permitted.

AMAR SINGH

(SANGEETA K. VISHEN,J)