

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 5357 of 2026**

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ARVINDBHAI ASHABHAI PATEL

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR. JAY M THAKKAR(6677) for the Petitioner(s) No. 1

GOVERNMENT PLEADER for the Respondent(s) No. 1,2,3

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CORAM:HONOURABLE MS. JUSTICE VAIBHAVI D. NANAVATI**Date : 16/04/2026****ORAL ORDER**

1. Heard Mr. Jay M. Thakkar, learned advocate appearing for the petitioner.

2. By way of the present petition, the petitioner herein is aggrieved by the issuance of the impugned notice dated 03.03.2026 bearing No. GNT-1/breachofcondition/Vashi/192/2026 breach of provisions of Section 73AA of the Gujarat Land Revenue Code, 1879.

2.1. It is submitted by Mr. Thakkar, learned advocate that initiation of *suo moto* proceedings are undertaken by the Deputy Collector, Land Reforms, Anand after the petitioner herein having purchased the land bearing Survey No. 251/9p, admeasuring 911 sq. mts., situated at Village: Jitodiya, Taluka & District: Anand by way of a registered sale in the year 2011 approached the Collector for grant of Non-

Agricultural (NA) permission and the said application came to be rejected by order dated 26.05.2025. It is thereafter that the impugned notice is issued. It is further submitted that the issuance of such notice is barred by delay of more than 15 years. The issuance of such notice is also contrary to the provisions of Section 73AA of the Code.

3. Issue notice making it returnable on 16.06.2026.

4. In the interregnum period, let there be interim relief in terms of paragraph no. 7(c).

Direct service is permitted.

(VAIBHAVI D. NANAVATI,J)

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