

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 5248 of 2025**

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MANISH SURESHBHAI PATEL

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR MEHUL SHARAD SHAH(773) for the Petitioner(s) No. 1

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

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CORAM:HONOURABLE MRS. JUSTICE MAUNA M. BHATT

Date : 24/04/2025

ORAL ORDER

1. Learned advocate Mr. Mehul Shah for the petitioner submitted that the Archaeological Department of the State is required to be added as party respondent and hence has requested for draft amendment.

2. Draft amendment is allowed. To be carried out forthwith.

3. This petition is filed challenging the order dated 21.02.2025, wherein the petitioner's premises has been put under seal on account of non obtaining permission from the Archaeological Department of the State.

4. Learned advocate Mr. Mehul Shah for the petitioner submitted that the premise of the petitioner is near to 'Vanzari Vav' (Stepwell) which is declared as Protected Monument.

Since the subject premises was in a dilapidated condition, the petitioner started renovation and repairs. In support learned advocate for the petitioner relied upon certificate given by Modasa Nagarpalika and the Collector which records that if renovations are carried out they do not have any objection, despite that the premises of the petitioner has been put under seal by respondent – Nagarpalika without any authority of law. The said action was taken pursuant to opinion of the Archaeological Department of State.

5. Considering the submission, issue **Notice** returnable on **12.06.2025**. Direct service is permitted.

(MAUNA M. BHATT,J)

SHRIJIT PILLAI