

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD  
R/SPECIAL CIVIL APPLICATION NO. 10385 of 2021**

=====

RETUL CHANDRAKANT SHAH

Versus

STATE OF GUJARAT

=====

Appearance:

MR. SHALIN MEHTA, SENIOR ADVOCATE with ADITI S RAOL(8128) for the  
Petitioner(s) No. 1,2

for the Respondent(s) No. 10,11,12,2,3,4,5,6,7,8,9

ADVANCE COPY SERVED TO GOVERNMENT PLEADER/PP(99) for the  
Respondent(s) No. 1

=====

CORAM: **HONOURABLE MR. JUSTICE A.Y. KOGJE**

Date : 05/08/2021

**ORAL ORDER**

Leave to amend the petition by mentioning the correct cause-  
title and produce on record the relevant annexures. Upon the  
amendment being carried out, issue **notice** returnable on  
**15.09.2021**.

Learned senior advocate appearing for the petitioners submits  
that the status of the land being a Government land or a private  
land has already been decided by the Gujarat Revenue Tribunal and  
held that the land in question namely 149/paiki of village Vavdi is a  
land of private holding of the Girajdar and has already upheld the  
sale transaction made prior to coming into force of Gharkhed Act.  
The case of the petitioners is that the petitioners are also persons  
whose interest lie in the registered sale deed which was executed in  
the year 1949 and therefore, there is no scope of treating the land  
in question to be a Government land particularly the plot of 10000  
Sq.Yards of village Vavdi of 149/paiki.

**(A.Y. KOGJE, J)**

SIDDHARTH