

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 8855 of 2026**

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KANKUBEN D/O KHENGARBHAI BHOJABHAI BHARWAD W/O
BHARATBHAI RAMABHAI BAHRWAD

Versus

THE STATE OF GUJARAT & ORS.

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Appearance:

MR DIGANT B KAKKAD(6523) for the Petitioner(s) No. 1

GOVERNMENT PLEADER for the Respondent(s) No. 1,2,3,4,5

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CORAM:HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE

Date : 06/07/2026

ORAL ORDER

Heard the learned counsel for the petitioner.

It is submitted that by unregistered notarized deed of relinquishment, the name of the petitioner has been removed from the revenue record as legal heir of the deceased Khengarbhai Bhojabhai Bharwad. The learned counsel submits that it is well settled law that if compulsory registrable document remained unregistered, then the same becomes an inadmissible document. He submits that in the present case, the deed of relinquishment is required to be compulsory registered under Section 49 of the Registration Act. The relinquishment deed is a notarized document. He submits that in view of thereof, the petitioner being a daughter having a share of father's land, her name is required to be mutated in the revenue records. He submits that the revenue authorities have erred in rejecting the appeal of the petitioner.

Issue Notice, returnable on 24.09.2026.

In the meantime, status quo with respect to the land in question and the revenue record shall be maintained till the next date of hearing.

(ANIRUDDHA P. MAYEE, J.)

cmk