

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CIVIL APPLICATION (FOR CONDONATION OF DELAY)
NO. 3687 of 2024

In
F/FIRST APPEAL NO. 15715 of 2024
With
R/CIVIL APPLICATION NO. 3688 of 2024

In
F/FIRST APPEAL NO. 15704 of 2024
With
R/CIVIL APPLICATION NO. 3689 of 2024

In
F/FIRST APPEAL NO. 15735 of 2024
With
R/CIVIL APPLICATION NO. 3690 of 2024

In
F/FIRST APPEAL NO. 15719 of 2024
With
R/CIVIL APPLICATION NO. 3691 of 2024

In
F/FIRST APPEAL NO. 15706 of 2024
With
R/CIVIL APPLICATION NO. 3693 of 2024

In
F/FIRST APPEAL NO. 15705 of 2024
With
R/CIVIL APPLICATION NO. 3694 of 2024

In
F/FIRST APPEAL NO. 15720 of 2024
With
R/CIVIL APPLICATION NO. 3695 of 2024

In
F/FIRST APPEAL NO. 15703 of 2024
With
R/CIVIL APPLICATION NO. 3696 of 2024

In
F/FIRST APPEAL NO. 15702 of 2024
With
R/CIVIL APPLICATION NO. 3697 of 2024

In
F/FIRST APPEAL NO. 15693 of 2024
With

R/CIVIL APPLICATION NO. 3699 of 2024
In
F/FIRST APPEAL NO. 15689 of 2024
With
R/CIVIL APPLICATION NO. 3700 of 2024
In
F/FIRST APPEAL NO. 15737 of 2024
With
R/CIVIL APPLICATION NO. 3701 of 2024
In
F/FIRST APPEAL NO. 15721 of 2024
With
R/CIVIL APPLICATION NO. 3702 of 2024
In
F/FIRST APPEAL NO. 15714 of 2024
With
R/CIVIL APPLICATION NO. 3703 of 2024
In
F/FIRST APPEAL NO. 15694 of 2024
With
R/CIVIL APPLICATION NO. 3704 of 2024
In
F/FIRST APPEAL NO. 15730 of 2024
With
R/CIVIL APPLICATION NO. 3706 of 2024
In
F/FIRST APPEAL NO. 15731 of 2024
With
R/CIVIL APPLICATION NO. 3707 of 2024
In
F/FIRST APPEAL NO. 15701 of 2024
With
R/CIVIL APPLICATION NO. 3708 of 2024
In
F/FIRST APPEAL NO. 15732 of 2024
With
R/CIVIL APPLICATION NO. 3709 of 2024
In
F/FIRST APPEAL NO. 15690 of 2024
With
R/CIVIL APPLICATION NO. 3710 of 2024
In
F/FIRST APPEAL NO. 15733 of 2024

**With
R/CIVIL APPLICATION NO. 3711 of 2024
In
F/FIRST APPEAL NO. 15695 of 2024
With
R/CIVIL APPLICATION NO. 3712 of 2024
In
F/FIRST APPEAL NO. 15699 of 2024
With
R/CIVIL APPLICATION NO. 3713 of 2024
In
F/FIRST APPEAL NO. 15692 of 2024
With
R/CIVIL APPLICATION NO. 3714 of 2024
In
F/FIRST APPEAL NO. 15691 of 2024
With
R/CIVIL APPLICATION NO. 3715 of 2024
In
F/FIRST APPEAL NO. 15688 of 2024
With
R/CIVIL APPLICATION NO. 3723 of 2024
In
F/FIRST APPEAL NO. 15700 of 2024
With
R/CIVIL APPLICATION NO. 3736 of 2024
In
F/FIRST APPEAL NO. 15718 of 2024
With
R/CIVIL APPLICATION NO. 3748 of 2024
In
F/FIRST APPEAL NO. 15716 of 2024
With
R/CIVIL APPLICATION NO. 3749 of 2024
In
F/FIRST APPEAL NO. 15717 of 2024
With
R/CIVIL APPLICATION NO. 4098 of 2024
In
F/FIRST APPEAL NO. 15736 of 2024
With
R/CIVIL APPLICATION NO. 4103 of 2024
In**

F/FIRST APPEAL NO. 15734 of 2024

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EXECUTIVE ENGINEER**Versus****PATEL BHAGABHAI HARIDAS & ANR.**

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Appearance:**MR. DEVANG D DAVE(2627) for the Applicant****ADVANCE COPY SERVED TO GP for the Respondent No. 2****MR. M.D. RAHEVAR, AGP for the Respondent No. 2**

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CORAM: HONOURABLE MS. JUSTICE NISHA M. THAKORE**Date : 02/05/2025****COMMON ORAL ORDER**

Pursuant to the order dated 23rd April, 2025 passed by this Court, Mr. Rahevar, learned AGP for the respondent State has placed on record the original file maintained by the concerned department. From the perusal of the record, it transpires that the committee had opined to challenge the impugned judgment and award in its meeting dated 5th March, 2019. Thereafter, the concerned department had placed the matter before the Legal Department for seeking necessary approval to pursue the appeal before this Court. The endorsement in the file made on 2nd September, 2023 mentions that the file was presented by the concerned department before the Legal Department. The Legal Department on 1st November, 2023 had sent back the file to the concerned department in absence of necessary details being furnished.

This Court has called-upon the learned AGP to point-out

any approval being granted by the Legal Department, more particularly noticing the communication dated 17th January, 2024 addressed by the R. & B. Department to the concerned Panchayat directing them to prefer an appeal. Mr. Rahevar, learned AGP for the respondent - State, despite the presence of the officers being secured from the concerned department, has been unable to point-out the approval granted by the Legal Department or from the office of the Chief Minister as referred to in their aforesaid communication dated 17th January, 2024.

Let the aforesaid facts be disclosed on affidavit by the concerned department before the next date of hearing.

At the request of Mr. Rahevar, learned AGP for the respondent - State, stand over to **9th May, 2025**.

(NISHA M. THAKORE, J.)

AMAR RATHOD...