

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CIVIL APPLICATION NO. 1171 of 2015

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RAVIN RANHHODDBHAI PATEL & 1 other(s)

Versus

AMARBHAI NAGJIBHAI BHARVAD & 12 other(s)

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Appearance:

MR. SAHIL M SHAH(6318) for the Petitioner(s) No. 1,2
 DS AFF.NOT FILED (N)(11) for the Respondent(s) No. 7,7.1
 GOVERNMENT PLEADER(1) for the Respondent(s) No. 10,13,9
 MR AS VAKIL(962) for the Respondent(s) No. 11,12
 MR NIRAL R MEHTA(3001) for the Respondent(s) No. 1,2,3,4
 NOTICE SERVED BY DS(5) for the Respondent(s) No. 8
 RULE NOT RECD BACK(63) for the Respondent(s) No. 5
 RULE SERVED(64) for the Respondent(s) No.
 6,7.1.1,7.1.2,7.1.3,7.1.4,7.2,7.3,7.4,8.1,8.2,8.3,8.4,8.5,8.6,8.7

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CORAM: HONOURABLE MR.JUSTICE BIREN VAISHNAV

Date : 02/12/2019

ORAL ORDER

In this petition, the short question is that the original order in favour of the petitioner passed by the Gujarat Revenue Tribunal was taken in review. By the impugned order passed in the review application dated 06.01.2015, the Tribunal in exercise of its review jurisdiction has suspended the order passed on 18.09.2014.

Mr. Sahil Shah, learned advocate for the petitioners has relied on a decision of this Court in the case of **Atulbhai Balvabhai Patel vs. State of Gujarat reported in 2000(1) GLR 553** so referred to in concurrence by the Division Bench of this Court in the case of **Revandas Ranchhodbhai**

Rathod vs. Jyotiben wd/o Rameshbhai Madhusudan Thakar and Ors. reported in 2011(3) GLH 1 and submitted that the Division Bench in the said decision has held that Tribunal while exercising power of revision under Section 76 of the Tenancy Act does not have the power of reviewing its own decision on the basis of any statutory provision contained in the Act.

Stand over to 18.12.2019.

DIVYA

(BIREN VAISHNAV, J)