

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION NO. 999 of 2017

=====

KACHRABHAI NEMABHAI MALI....Petitioner(s)

Versus

THE COLLECTOR, DAHOD & 9....Respondent(s)

=====

Appearance:

MR S N THAKKAR, ADVOCATE for the Petitioner(s) No. 1

=====

CORAM: **HONOURABLE SMT. JUSTICE ABHILASHA KUMARI**

Date : 06/02/2017

ORAL ORDER

Heard Mr.S.N.Thakkar, learned advocate for the petitioner.

It is submitted that the father of the petitioner was a protected tenant, having paid the purchase price of the land in question. However, as the petitioner was a minor at that point of time, the name of the guardian of the petitioner was mutated in the revenue record. The petitioner filed an appeal before the Deputy Collector, praying that the entry regarding guardianship may be deleted, which appeal was allowed.

The order of the Deputy Collector was confirmed by the Collector. However, in the Revision Application

filed at the behest of the private respondents, the Special Secretary (Appeals), Revenue Department (SSRD) has revived the entry regarding the insertion of the names of the heirs of the guardian of the petitioner, which would have the effect of making them the tenants of the land in question, without there being any order in their favour.

Issue Notice returnable on 31.03.2017.

Ad-interim relief in terms of paragraph-8(B) is granted, till then.

In addition to the normal mode of service, Direct Service is also permitted.

(SMT. ABHILASHA KUMARI, J.)

Gaurav+