

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 8758 of 2026**

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ROOPKISHOR BADRIPRASAD AGRAWAL & ANR.**Versus****THE STATE OF GUJARAT & ORS.**

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Appearance:**MR APURVA R KAPADIA(5012) for the Petitioner(s) No. 1,2****MR JWALANT VORA, AGP for the Respondent(s) No. 1,2**

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CORAM:HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE**Date : 30/06/2026****ORAL ORDER**

1. Heard learned counsel for the petitioners.
2. It is submitted by the learned counsel for the petitioners that respondent nos.3 to 17 herein are neither the owners of the land nor they have sold the subject land in question to the petitioners. He submits that the petitioners purchased the subject land on 18.02.2008 and accordingly mutation entry no.2299 dated 24.10.2008 came to be mutated in the revenue record in favour of the petitioners and the same came to be objected by respondent no.17. At the relevant time, after adjudicating the objections, by order dated 29.06.2010, the said revenue entry came to be certified in favour of the petitioners. He submits that thereafter the respondent no.17 has tried to initiate various proceedings in respect of the lands being held by the petitioners. He submits that after failing to obtain any relief in such proceedings, the respondent no.17 has now filed a complaint alleging breach of the Gujarat Prevention of Fragmentation and Consolidation of Holdings Act, 1947. He submits that the

respondents have absolutely no locus in the case. Further, in the impugned notice dated 13.05.2026, the respondent no.2-Prant Officer has erroneously held the respondent nos.3 to 17 herein as sellers of the subject land. He submits that in any case the proceedings initiated by the impugned notice are beyond the period of limitation having been initiated after a period of 18 years.

3. Issue **Notice**, returnable o 21.09.2026. Learned AGP waives service of notice on behalf of respondent nos.1 and 2. In addition, direct service is permitted for respondent nos.3 to 17.

4. In the meantime, there shall be ad-interim relief in terms of prayer clause 7(C) is granted till the next date of hearing.

ABHISHEK/12

Sd/-
(ANIRUDDHA P. MAYEE, J.)