

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
SPECIAL CIVIL APPLICATION NO. 17560 of 2015

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DECEASED MOHANBHAI BHUDARBHAI PATEL & 1....Petitioner(s)

Versus

THE STATE OF GUJARAT & 11....Respondent(s)

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Appearance:

MR CHIRAG B PATEL, ADVOCATE for the Petitioner(s) No. 1 - 1.3 , 2 - 2.4

ADVANCE COPY SERVED TO GP/PP for the Respondent(s) No. 1

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CORAM: **HONOURABLE MR.JUSTICE N.V.ANJARIA**

Date : 17/06/2016

ORAL ORDER

Heard learned advocate Mr. Bharat Patel for the petitioners.

Learned advocate *inter alia* submitted that the impugned order passed by the Deputy Collector manifests that he has acted at the instance of the state authorities. The dictation to the Deputy Collector to decide the case in a particular way has vitiated the order, which extends to impugned order of the Revenue Tribunal, which confirmed the Deputy Collector's order. The illegality pervades the whole decision including the judgment by the Revenue Tribunal.

The matter requires consideration. Hence **Rule**. To be heard with Special Civil Application No. 7082 of 1995.

By way of interim relief, parties shall maintain the status with regard to the subject matter property during the pendency of the petition.

cmjoshi

(N.V.ANJARIA, J.)