

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CIVIL APPLICATION NO. 16964 of 2016**

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ASHOKBHAI VITTHALBHAI PATEL

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR MK VAKHARIA(1483) for the Petitioner(s) No. 1

GOVERNMENT PLEADER for the Respondent(s) No. 1,2,3

NOTICE SERVED BY DS for the Respondent(s) No. 4

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CORAM: **HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA
AGARWAL**

and

HONOURABLE MR.JUSTICE D.N.RAY

Date : 07/05/2026

ORAL ORDER

(PER : HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA AGARWAL)

This petition has been filed seeking for the relief to declare the acquisition proceedings as having been lapsed under Section 24(2) of the the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

2. On the presentation of the writ petition in the year 2016, the matter was adjourned from time to time and in the year 2019, the writ petition stood adjourned *sine die* in view of the fact that the question as to the interpretation of Section 24 of the Act, 2013 was engaging attention of the Constitution Bench of the Apex Court, which has been delivered in the case of **Indore Development Authority v. Manoharlal [(2020) 8 SCC 129]**.

3. In view of the decision of the Apex Court in **Indore**

Development Authority(supra), the reliefs, as prayed in the writ petition seeking for lapse of the acquisition notifications of 1984/1985 which had been concluded with the award declared on 29.09.1986, cannot be entertained. However, there is a sick note of the learned advocate Mr. M.K.Vakharia for the petitioner.

4. We post the matter on 10.06.2026, making it clear that no further sick note or leave note would be honoured and in case of absence of the learned advocate for the petitioner, the matter will be decided *ex parte*.

(SUNITA AGARWAL, CJ)

(D.N.RAY,J)

C.M. JOSHI

Original copy of this order has been signed by the Hon'ble Judges.
Digitally signed by: CHANDRAKANT MAHADEV JOSHI(HC01073), Principal Pvt. Secretary, at High Court of Gujarat on 08/05/2026 15:40:38