

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 10457 of 2025****With****R/SPECIAL CIVIL APPLICATION NO. 10525 of 2025****With****R/SPECIAL CIVIL APPLICATION NO. 10535 of 2025**

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HAJISHA S/O. RAMJANSHA JUNEJA

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR.KISHORE PRAJAPATI(6305) for the Petitioner(s) No. 1

MS SUMAN MOTLA, LD.ASSTT. GOVERNMENT PLEADER for the
Respondent(s) No. 1,2

REFUSED SERVED (N)(10) for the Respondent(s) No. 3

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CORAM:**HONOURABLE MRS. JUSTICE MAUNA M. BHATT****Date : 18/11/2025****ORAL ORDER**

1. Heard learned advocate Mr.Kishore Prajapati for the petitioners.

2. Pursuant to request made before this Court, though these matters were adjourned to 02.12.2025, they are taken up for hearing today i.e. on 18.11.2025.

3. Learned advocate Mr.Kishore Prajapati for the petitioners submitted that despite reply was filed to the Notice dated 10.07.2025, which is subject matter of the captioned writ petitions, this Court had issued Notice. In the order dated 04.08.2025, it is observed that despite reply filed by the petitioners to the Notice dated 10.07.2025, no decision is

taken. Notice was issued considering apprehension of the petitioners of demolition. When the petitioners went to serve Notice upon respondent No.3- Talati-cum-Mantri of Mangrol Group Gram Panchayat, he refused and accordingly affidavit dated 29.08.2025 to that effect is filed in these proceedings.

4. Moreover, despite pendency of these petitions, again without considering the reply of the petitioners and without passing any order on the reply filed, another Notice dated 11.11.2025 was served upon the petitioners directing removal of alleged encroachment created by the petitioners. Learned advocate submitted that allegation of encroachment is not correct since the petitioners were allotted land by Gram Panchayat and thereafter, they have constructed the premises.

5. Considering the submission, effect and implementation of the Notice dated 11.11.2025 is stayed till next date of hearing.

Respondent No.3 is directed to file reply as to why he has not accepted the service of Notice, as stated in the affidavit dated 29.08.2025 of the petitioners.

Stand over to 15.12.2025.

(MAUNA M. BHATT,J)

DIPTI PATEL