



**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CIVIL APPLICATION NO. 14803 of 2021**

RAKESHKUMAR LALBHAI PATEL

Versus

STATE OF GUJARAT

Appearance:

MR ND NANAVATY SENIOR ADVOCATE WITH MS MITA PANCHAL FOR

MR MANOJ S JOSHI(2961) for the Petitioner(s) No. 1

for the Respondent(s) No. 2,3,4,5,6,7

MS DHARITRI PANCHOLI ASSISTANT GOVERNMENT PLEADER/PP(99) for
the Respondent(s) No. 1

CORAM:HONOURABLE MR. JUSTICE NIKHIL S. KARIEL

Date : 05/10/2021

ORAL ORDER

Heard learned Senior Advocate Shri N.D. Nanavaty with learned Advocate Ms. Mita Panchal for learned Advocate Shri Manoj Joshi on behalf fo the petitioner and learned Assistant Government Pleader Ms. Dharitri Pancholi for respondent no.1- State.

Learned Senior Advocate would not press the present petition with liberty to approach the alternative remedy available to the petitioner under the Gujarat Land Revenue Code and the Rules framed thereunder. Learned Senior Advocate would submit that since the dispute in question is around four decades old, therefore the revisional authority may be directed to hear and decide the revision application which may be preferred by the petitioner within a reasonable period of time.

Having regard to the same, permission to withdraw the petition is granted. The petitioner to prefer a revision application within a period of 10 days from the date of receipt of this order. Upon receipt of such revision application, the revisional authority shall hear and decide the said application

**2021:GUJHC:42575**

within a period of 12 weeks from the date of filing of the revision application after giving adequate opportunity of hearing to all the parties concerned.

It is clarified that this Court has not entered into the merits of the matter and whereas the revisional authority shall hear and decide the revision application taking into consideration all the issues that may be raised by the parties in accordance with law. It is further clarified that in case the petitioner is aggrieved by the decision of revisional authority it will be open for the petitioner to challenge the same before the appropriate forum available to him.

With the above directions and observation, petition stands disposed of.

Direct service is permitted.

NIRU

(NIKHIL S. KARIEL,J)