

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 12927 of 2025**

=====
SARFARAJ R. GORI

Versus

THE STATE OF GUJARAT & ORS.
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Appearance:

MR.LAKSH BHAVNANI, ADVOCATE FOR MR AFTABHUSEN

ANSARI(5320) for the Petitioner(s) No. 1

MR. HETAL PATEL, AGP for the Respondent(s) No. 1,3,4

MR. HARIBHAI PATEL, ADVOCATE FOR MR DEEPAK P SANCHELA(2696)
for the Respondent(s) No. 5MR. MAULIK NANAVATI, ADVOCATE FOR NANAVATI & CO.(7105) for the
Respondent(s) No. 2
=====CORAM: **HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE
SUNITA AGARWAL**

and

HONOURABLE MR.JUSTICE D.N.RAY**Date : 04/08/2026****ORAL JUDGMENT****(PER : HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA
AGARWAL)**

1. Having perused the affidavit dated 15.06.2026 of the Chief Officer, Kadi Nagarpalika, respondent no. 5 herein, and noticing that the respondent no. 6 was running the business in the premises after getting construction permission/registration certificate issued under the Bombay Shops and Establishment Act, 1948 and no objection permission given by the Nagarpalika in the year 2000.

2. It is also stated in the affidavit of the Chief Officer,

Nagarpalika that during the site inspection on 10.02.2026 conducted jointly with the officers of Gujarat Pollution Control Board (GPCB) and the subsequent inspections carried out independently by the Nagarpalika on 15.11.2025, 11.02.2026, 20.02.2026 and 12.06.2026, it was found that the work of washing of used bags is closed and only empty bags were found on the spot. It is also reported that empty bags are not being kept outside the premises. The Chief Officer, Nagarpalika has instructed respondent no.2 not to carry out any activity of cleaning of the bags and strictly implement the measures as suggested by GPCB for dust depression and dust control. The submission is that in case, such measures are not implemented by the respondent no. 6, on any future complaint or inspection, stern action will be taken against the respondent No. 6 as per the provisions of the Gujarat Municipalities Act, 1963.

3. Noticing the above, we are of the considered view that the grievances raised in the present petition have been met, no further action is required. However, in case of any violations by the respondent no. 6 in future, it would be open for the petitioner to approach the Kadi Nagarpalika as well as

GPCB for taking appropriate measures or to bring its action before the competent Court of law. Accordingly, this petition stands disposed of.

(SUNITA AGARWAL, CJ)

BINA SHAH

(D.N.RAY,J)