

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 12428 of 2025**

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RASHILABEN VINODBHAI PATEL
Versus
STATE OF GUJARAT & ORS.

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Appearance:

MR UTPAL M PANCHAL(1075) for the Petitioner(s) No. 1
MR NIKUNJ KANARA AGP for the Respondent(s) No. 1
NOTICE SERVED BY DS for the Respondent(s) No. 1,3

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CORAM:HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE**Date : 23/12/2025****ORAL ORDER**

1. By the present writ petition, the petitioner has prayed for the following reliefs:-

"18(A) YOUR LORDSHIP may be pleased to issue writ of mandamus or any other appropriate writ, order or direction appointing and treating the petitioner as guardian of her husband Mr. Vinodbhai Chaturbhai Patel and further be pleased to issue appropriate directions to all authorities to treat and accept the petitioner as guardian of her husband Mr. Vinodbhai Chaturbhai Patel and to allow her to operate or manage the movable and immovable properties of her husband Mr. Vinodbhai Chaturbhai Patel;

(B) Pending admission, hearing and final disposal of the present petition, Your Lordships may be pleased to allow the petitioner to operate or manage the movable and immovable properties of her husband Mr. Vinodbhai Chaturbhai Patel;"

2. That the petitioner submits that her husband was doing

business and he has acquired the following properties in the joint name with the petitioner:-

(1) 31, Sangini Bungalows, Near Sahjanand Bungalows, Thaltej, Ahmedabad.

(2) Flat No.A/14, Aagman Flats, Near Judges' Bungalows, Bodakdev, Ahmedabad and

(3) Office premises at A-410, Stellar, Sindhu Bhavan Road, Bodakdev, Ahmedabad.

That the petitioner also submits that her husband has also invested a considerable amount in stock market having Demat Account with M/s. Pravin Ratilal in the names of "Vinod C.Patel" and "Vinod C.Patel HUF". It is submitted that since 2020, her husband's mental health condition was deteriorating and he was under treatment and he was diagnosed Alzheimer Demential HTN. It is submitted by the petitioner that since last two years, the husband of the petitioner is completely bedridden and is unable to speak or understand and thus, there is no communication with him. It is, therefore, submitted that since the husband of the petitioner is mentally and physically impaired and not in a condition to read, sign or writ, she is unable to take care of his properties.

3. In view thereof, the Collector, Ahmedabad is directed to get the husband of the petitioner Mr. Vinodbhai Chaturbhai Patel examined by the Civil Surgeon, Ahmedabad district and submit a medical report of Mr. Vinodbhai Chaturbhai Patel in this Court before the next date of hearing so that further necessary orders can be passed in the present case.

List on 09.02.2026.

4. Mr. Nikunj Kanara, learned Assistant Government Pleader is directed to forward a copy of this order to the Collector, Ahmedabad for further necessary actions in this regard.

(ANIRUDDHA P. MAYEE, J.)

KAUSHIK D. CHAUHAN

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: KAUSHIKKUMAR DINESHCHANDRA CHAUHAN(HC00197), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 29/12/2025 13:58:15