

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/SPECIAL CIVIL APPLICATION NO. 19634 of 2022**

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BHANUBEN GOPALBHAI SOLANKI  
Versus  
DAHAYABHAI TARSIBHAI VARASADA

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Appearance:

MR. HJ KARATHIYA(7012) for the Petitioner(s) No. 1  
for the Respondent(s) No. 1,2,3

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**CORAM: HONOURABLE MS. JUSTICE SANGEETA K. VISHEN**

**Date : 30/09/2022**  
**ORAL ORDER**

1. Mr H. J. Karathiya, learned advocate, submitted that the petitioner, is aggrieved by the orders passed by the revenue authorities whereby, the authorities have accepted the plaint of the private respondents and directed to remove the impediment and allowed the private respondents to use the same. It is submitted that in the plaint, though it is the requirement to indicate the cause of action, a bare perusal of the application suggest that the cause of action has not been mentioned except the vague reference. It is submitted that subsequently, an application seeking amendment in the plaint, was filed; however, no decision was taken. It is submitted that in fact, it is clear from the village map as well as the map prepared by the District Inspector of Land Records (DILR) that there is no way available passing through survey no.655 giving an approach to survey no.654. In fact, there is an alternate way available to the private respondents. Even the petitioner has the reservation against the panchnama for, the same is not in accordance with law.

2. Considered the submissions. Issue notice, returnable on 14.10.2022. Parties are directed to maintain status quo till the next date. Direct service is permitted.

RAVI P. PATEL

**(SANGEETA K. VISHEN,J)**