

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 17356 of 2023**

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RAJESHKUMAR KALYANPRASAD AGRAWAL

Versus

MUNICIPAL COMMISSIONER, VADODARA MUNICIPAL CORPORATION

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Appearance:

MR NV GANDHI(1693) for the Petitioner(s) No. 1

for the Respondent(s) No. 1,2

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CORAM:HONOURABLE MS. JUSTICE SANGEETA K. VISHEN**Date : 03/10/2023****ORAL ORDER**

1. Mr N. V. Gandhi, learned advocate appearing for the petitioner submitted that in past the authorities were of the opinion that some unauthorized construction has taken place. The petitioner therefore applied for regularization of the said portion in the year 2018 which, came to be regularized vide order dated 16.04.2018. Thereafter, the only construction which was carried out by the petitioner was a boundary wall which also came to be removed by the respondent authorities. It is submitted that as of now, there is no unauthorized or illegal construction despite which, the petitioner has received the notice on 26.09.2023 which was duly replied by the petitioner on 27.09.2023. It is submitted that now the corporation is demanding the documents namely property card, 7/12 forms which, will not be within the authority of the corporation. It is submitted that one of the contention raised is also usage of the property for commercial purpose which permission was already granted in the year 2018.

2. Considered the submissions. Issue notice to the respondents, returnable on 07.11.2023. Till the next date of hearing, the

respondent authorities are directed not to take coercive steps against the petitioner. Direct service is permitted.

RAVI P. PATEL

(SANGEETA K. VISHEN,J)