

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 13432 of 2025**

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MAHENDRASINH SHIVAJI RAJPUT**Versus****SPECIAL LAND ACQUISITION OFFICER NO 1 & ORS.**

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Appearance:**MR SANDEEP GROVER, ADVOCATE FOR ROHAN A SHAH(7497) WITH
HEMA SHAH, ADVOCATE WITH ISHWER UPNEJA, ADVOCATE for the
Petitioner(s) No. 1****MR SANJAY UDHWANI, ASSISTANT GOVERNMENT PLEADER for the
Respondent(s) No. 1,2**

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**CORAM: HONOURABLE THE CHIEF JUSTICE MRS.
JUSTICE SUNITA AGARWAL
and
HONOURABLE MR.JUSTICE D.N.RAY****Date : 26/09/2025****ORAL ORDER****(PER : HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA AGARWAL)**

1. There is a statement made in the writ petition about the acquisition proceedings initiated with the Preliminary Notification dated 08.07.2024 under Section 11(1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation & Resettlement Act, 2013 [in short referred to as "the Act"] having been initiated for a portion of the subject land namely Survey No.185, Old Block No.277A [Old Survey No.249], admeasuring 3850 sq.mtrs. situated at mouje Iyasara, Taluka Visnagar, District Mehsana, which had

been utilized for the purposes of “Iyasara to Visnagar Road” Project sometime in the year 1966.

2. The statement in paragraphs-3.8 and 3.9 of the writ petition though are sought to be established by way of an assertion in the award dated 05.04.2025 that the possession of the land-in-question was taken in the year 1966, but there is nothing on record as to how the acquisition proceedings were initiated in the year 2024 and there is complete silence in the writ petition about any litigation having been initiated by any of the landholders whose lands are subject matter of acquisition notification dated 08.07.2024 including the land in question Survey No.185.

3. Mr. Sanjay Udhwani, learned Assistant Government Pleader appearing for the State respondents and the learned advocate appearing for the petitioner are required to answer the query of this Court and instructions be obtained by the learned advocates to answer our queries.

4. The question to issue notice to respondent no.3 would be considered on the next date fixed. Mr. Sanjay Udhwani,

learned Assistant Government Pleader appearing for the State respondents, however, is directed to convey the Special Land Acquisition Officer not to disburse the compensation deposited for the land-in-question, if not already disbursed pursuant to the award dated 05.04.2025 till the next date of hearing.

Put up this matter on **09.10.2025**.

(SUNITA AGARWAL, CJ)

(D.N.RAY,J)

A. B. VAGHELA

Original copy of this order has been signed by the Hon'ble Judges.

Digitally signed by: ARUNA BHARATSINGH VAGHELA(HC01079), PRIVATE SECRETARY, at High Court of Gujarat on 29/09/2025 11:57:17