

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CIVIL APPLICATION NO. 16214 of 2025**

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PATEL ISHAK IBRAHIM MOHAMMAD

Versus

DEVELOPMENT COMMISSIONER & ORS.

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Appearance:

MR NK MAJMUDAR(430) for the Petitioner(s) No. 1

GOVERNMENT PLEADER for the Respondent(s) No. 1

MR HS MUNSHAW(495) for the Respondent(s) No. 2,3

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CORAM:HONOURABLE MRS. JUSTICE MAUNA M. BHATT

Date : 02/12/2025

ORAL ORDER

1. This petition is filed challenging the order dated 24.09.2025 passed by the Taluka Development Officer, Taluka Panchayat, Bharuch, under Section 57(1) of the Gujarat Panchayat Act, 1993 ('the GP Act' for short) wherein, petitioner has been removed from the post of Sarpanch.

2. Heard learned advocate Mr. N K Majmudar for the petitioner. Learned advocate for the petitioner submitted that the petitioner has been removed from the post of Sarpanch by an order dated 24.09.2025 under Section 57(1) of the GP Act, 1993. Since appeal was provided under the said Act, the petitioner had preferred an appeal before the Development Commissioner. However, the post of Development

Commissioner is vacant, and, therefore, appeal of the petitioner is not likely to be heard in nearer date.

2.1. Moreover, the petitioner has a good case on merits, since the allegations made of favourism, is not the decision taken by the petitioner, but by passing of resolution in consent with all the members of the Gram Panchayat.

3. Considering the submissions, issue **Notice** returnable on **23.12.2025**.

4. Direct service is permitted.

(MAUNA M. BHATT,J)

SHIVANI SHUKLA/05

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: SHIVANI SHUKLA(HC02350), ENGLISH STENO GRADE-II\, at High Court of Gujarat on 02/12/2025 17:20:14