

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

MS SUMAN MOTLA, AGP for the Respondent(s) No. 1

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

MR VIJAY H NANGESH(3981) for the Respondent(s) No. 4

VORA MOHAMMADALI FARUK(11388) for the Respondent(s) No. 5

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CORAM:**HONOURABLE MR. JUSTICE NIRAL R. MEHTA****Date : 16/02/2026****ORAL ORDER**

1. Learned Advocate for the petitioner submitted that the presnet petition is filed against order passed by respondent No.2 removing the petitioner as Sarpanch from Gram Panchayat, Kothi under Section 57 of the Gujarat Panchayats Act, 1993. It is submitted that the petition is filed before this Court as, at the relevant time, the appellate authority i.e. Additional Developmen Commissioner, Gandhinagar was not available.

2. However, learned Assistant Government Pleader Ms.Suman Motla pointed out that officer

has been appointed on the said post and thereby, the petitioner shall be relegated to the said appellate authority.

3. In view of above, Learned Advocate for the petitioner does not press the present petition with a view to pursue his appeal filed before the appellate authority.

4. Disposed of accordingly with liberty as above. Notice stands discharged. It is clarified that time consumed before this Court be construed as *bona fide* litigation.

5. If any application is filed by the petitioner for early hearing of his appeal, Additional Development Commissioner shall decide the said application as per his convenience and keeping in mind the backlog of appeals.

(NIRAL R. MEHTA, J)

ANUP

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: ANUP VYOMESH PARIKH(HC00956), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 18/02/2026 11:23:15