

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 15632 of 2024**

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MATOSHRI CORPORATION

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR HARSHIT S BHATT(12874) for the Petitioner(s) No. 1

MR AAKASH GUPTA AGP for the Respondent(s) No. 1,3,4

MS SEJAL K MANDAVIA(436) for the Respondent(s) No. 5

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CORAM: HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE**Date : 30/10/2024****ORAL ORDER**

1. Heard Mr. R. R. Marshall, the learned senior counsel assisted by Mr. Harshit S. Bhatt, the learned counsel for the petitioner and Ms. Sejal K. Mandavia, the learned counsel for the respondent No.5 Gujarat Maritime Board.

2. Mr. Marshall, the learned senior counsel submits that the land in question, which is occupied by the petitioner, is leased by the respondent No.5 Gujarat Maritime Board and the respondent No.2 Gram Panchayat, which has issued the impugned notice dated 19.10.2024, does not have any right over the said land. Ms. Mandavia, the learned counsel appearing for the respondent No.5 is directed to verify and inform to this Court on the next date of hearing as to the ownership of the land in question.

3. Issue Notice, returnable on 02.12.2024. Mr. Aakash Gupta, the learned AGP waives service of notice on behalf of the respondent Nos.1,3,4, whereas Ms. Sejal K. Mandavia, the learned counsel waives service of notice for the respondent No.5.

4. As an interim measure, the impugned notice dated 19.10.2024 shall remain stayed till the next date of hearing.

Direct service is permitted.

(ANIRUDDHA P. MAYEE, J.)

cmk