

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 16234 of 2025****=====**
HARESHBHAI ALABHAI JATAVADIYA**Versus****STATE OF GUJARAT & ORS.**
=====**Appearance:****MR VICKY B MEHTA(5422) for the Petitioner(s) No. 1****GOVERNMENT PLEADER for the Respondent(s) No. 1,2,3**
=====**CORAM:HONOURABLE MRS. JUSTICE MAUNA M. BHATT****Date : 02/12/2025****ORAL ORDER**

1. This petition is filed challenging the notice dated 10.10.2025 issued by Samkiyari Gram Panchayat under which, the petitioner has been directed to remove encroachment within 10 days. The said notice is issued under Section 105 of Gujarat Panchayat Act, 1993.
2. Heard learned advocate Mr.Vicky Mehta for the petitioner. Learned advocate submitted that the said notice dated 10.10.2025 directing removal of encroachment has been issued without following the procedure as contemplated under the Rule 55 of the Gujarat Panchayat (Procedure) Rules, 1997.

3. Considering the submissions, issue **Notice** returnable on **08.01.2026**.
4. No coercive action to be taken till the next date of hearing.
5. Direct service is permitted.

(MAUNA M. BHATT,J)

PD