

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 17485 of 2025****With****CIVIL APPLICATION (FOR AMENDMENT) NO. 1 of 2025****In R/SPECIAL CIVIL APPLICATION NO. 17485 of 2025**=====
DHUNDHAIYAPIR QABRASTAN WAQF COMMITTEE**Versus****STATE OF GUJARAT & ORS.**
=====**Appearance:****MR. MTM HAKIM WITH RIZWAN SHAIKH(7146) for the
Petitioner(s) No. 1****MR.G. H. VIRK, LD.GOVERNMENT PLEADER WITH MS.DHARITRI
PANCHOLI AND MR.BRIJENSINGH THAKUR,
ASST.GOVERNMENT PLEADERS for the Respondent(s) No. 1,2,3,4
MR MANISH S SHAH(5859) for the Respondent(s) No. 5**
=====**CORAM:HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE****SUNITA AGARWAL****and****HONOURABLE MR.JUSTICE D.N.RAY****Date : 23/12/2025****ORAL ORDER****(PER : HONOURABLE THE CHIEF JUSTICE
MRS. JUSTICE SUNITA AGARWAL)****ORDER IN CIVIL APPLICATION (FOR AMENDMENT) NO. 1
of 2025**

The amendment application has been filed seeking to challenge the notification under Section 19 of The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (for short, "the Act' 2013") dated 19.11.2025. The amendments are formal in nature. There is no plausible objection to the amendment application. The amendment application is accordingly, allowed. Let the necessary incorporations be made before the next date fixed.

ORDER IN R/SPECIAL CIVIL APPLICATION NO. 17485 of 2025

1. The challenge in the present petition to the acquisition proceedings, Section 19 of the Act' 2013 notification dated 19.11.2025 is solely on the ground that the petitioners have not been provided opportunity of hearing their objections, under the scheme of Section 15 of the Act' 2013.

2. In the writ petition, though it is stated that the notice dated 09.06.2025 under Section 15 of the Act' 2013 was published in the newspaper on 02.09.2025, but there is no averment in the writ petition that the notice dated 09.06.2025 had not been sent to the petitioners or the petitioners had no information about the said notice prior to its publication on 02.09.2025.

3. These averments are relevant to decide the controversy at hand.

4. At this stage, on the prayer made by the learned counsel for the petitioner, the matter is posted on 13.01.2026 to enable him to file an additional affidavit.

(SUNITA AGARWAL, CJ)

(D.N.RAY,J)

SAHIL S. RANGER