

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 17963 of 2025****=====**
BHIKHABHAI HARIJIVANDAS PATEL**Versus****STATE OF GUJARAT & ORS.**
=====**Appearance:****MR KAUSHAL D PANDYA(2905) for the Petitioner(s) No. 1****GOVERNMENT PLEADER for the Respondent(s) No. 1****MR RITURAJ M MEENA(3224) for the Respondent(s) No. 3**
=====**CORAM:HONOURABLE MRS. JUSTICE MAUNA M. BHATT****Date : 05/01/2026****ORAL ORDER**

1. This petition is filed seeking the direction to the State Government to make appropriate changes in draft Town Planning Scheme No. 16 (Dhanaj-Jaspur-Palashana-Sahij) to have the buildable final plot no. 156 to the petitioner.

2. Heard learned advocate Mr. Kaushal Pandya for the petitioner. Learned advocate submitted that the petitioner herein is owner of Survey No. 657 having Original Plot No. 156 (OP for short) and against his OP, he has been given final plot no. 156. However, in the final plot no. 156 given to the petitioner against his original plot, the pipeline in the middle of the land is passing which makes the plot non-buildable. Therefore, the petitioner has approached this Court seeking direction to the State Government to make changes in the draft Town Planning Scheme No. 16 (Dhanaj-Jaspur- Palashana-

Sahij). Learned advocate on the aspect of petition being pre-matured submitted that in this case the draft scheme is to be yet sanctioned by the State Government and therefore, if some certain changes made by shifting the 18 meter road which is adjacent to petitioner's final plot that would serve his purpose.

3. Learned advocate Mr. Vivan Shah states that he has instructions to appear on behalf of respondent No. 3 and will be filing his vakalatnama.

4. Considering the submissions, issue **Notice**, making it returnable on **05.03.2026**.

5. Considering the stage of the Town Planning Scheme No. 16 (Dhanaj-Jaspur-Palashana-Sahij), it is open for the petitioner to make appropriate representation to the State Government seeking change in the Town Planning Scheme in question.

Direct service is permitted.

(MAUNA M. BHATT,J)

SHRIJIT PILLAI