IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/SPECIAL CIVIL APPLICATION NO. 14515 of 2026

With
CIVIL APPLICATION (FOR JOINING PARTY) NO. 1 of 2026
In R/SPECIAL CIVIL APPLICATION NO. 14515 of 2026

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GEETABEN ISHWARBHAI W/O DHANSUKHBHAI PATEL & ORS.

Versus

STATE OF GUJARAT

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Appearance:
MR MANAN A SHAH(5412) for the Petitioner(s) No. 1,2,3,4
MR SANJAY UDHWANI ASSISTANT GOVERNMENT PLEADER for the Respondent(s) No. 1

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CORAM:**HONOURABLE THE ACTING CHIEF JUSTICE MR. JUSTICE MANASH RANJAN PATHAK**
and
HONOURABLE MR. JUSTICE NIKHIL S. KARIEL

Date : 23/10/2026

ORAL ORDER

(PER : HONOURABLE MR. JUSTICE NIKHIL S. KARIEL)

1. Heard learned Advocate Mr. Manan A. Shah on behalf of the petitioners, learned Advocate Mr. Sanjay Udhwani on behalf of respondent-State and learned Advocate Shakti S. Jadeja on behalf of civil applicant who has filed Civil Application for joining of party.

2. While the main writ petition, inter alia challenged an Ordinance passed by the State of Gujarat more particularly whereby it was proposed to

insert Clause 4 in Section 9 of the Gujarat Prevention of Fragmentation and Consolidation of Holdings Act and whereas, while we had asked learned Assistant Government Pleader Mr. Udhwani to take instructions as regards the status of the Ordinance and whereas we are informed that the Legislative Assembly, has passed Bill, for the very selfsame purpose which is at present on the table of the Hon'ble Governor pending his assent.

3. Considering such a situation, more particularly since the challenge to the Ordinance, would no longer survive, the petition stand disposed of as having become infructuous with liberty to the petitioner to file appropriate petition as and when a fresh cause of action arises for the very selfsame purpose. Civil Applicant is also granted liberty to file appropriate application for joining of party if he so desires more particularly if the petitioner files a petition as per the liberty granted in his favour.

(MANASH RANJAN PATHAK,ACJ)

(NIKHIL S. KARIEL,J)

NIRU

Original copy of this order has been signed by the Hon'ble Judges.
Digitally signed by: NIRU ROSHAN SHAH(HC00211), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 28/10/2026 11:47:56