

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****SPECIAL CIVIL APPLICATION NO. 8880 of 2015****FOR APPROVAL AND SIGNATURE:****HONOURABLE MR.JUSTICE R.P.DHOLARIA**

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1	Whether Reporters of Local Papers may be allowed to see the judgment ?	
2	To be referred to the Reporter or not ?	
3	Whether their Lordships wish to see the fair copy of the judgment ?	
4	Whether this case involves a substantial question of law as to the interpretation of the Constitution of India or any order made thereunder ?	

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PETHABHAI RANCHHODBHAI BHARWAD....Petitioner(s)

Versus

MINES SUPERVISOR / GEOLOGIST &amp; 1....Respondent(s)

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Appearance:

MS MEDHA PANDYA, ADVOCATE FOR MS KRUTI M SHAH, ADVOCATE for the Petitioner(s) No. 1

MS JIRGA JHAVERI, AGP for the Respondent(s) No. 1 - 2

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**CORAM: HONOURABLE MR.JUSTICE R.P.DHOLARIA****Date : 26/05/2015****ORAL JUDGMENT**

Ms.Medha Pandya, learned advocate appearing for Ms.Kruti M.Shah, learned for the petitioner is permitted to implead State of Gujarat as respondent No.3 today itself.

2. Heard learned advocate Ms.Medha Pandya for the petitioner and learned AGP Ms.Jirga Jhaveri for all the respondents. The only short question raised by the present petitioner is with regard to non-consideration of application dated 19.5.2015 tendered before the competent authority in accordance with law.

3. In view of the only question as regard to release of aforesaid seized Truck bearing registration No.GJ-AQ-9811 is concerned, the competent authorities are directed to consider the application for release of the seized truck in accordance with the directions issued by this Court in Letters Patent Appeal No.1168 of 2012, after giving opportunity to the seizing authority as well as the present petitioner, preferably within a period of 10 days.

4. The petition is accordingly disposed of. Direct service is permitted.

**(R.P.DHOLARIA,J.)**

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