

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**SPECIAL CIVIL APPLICATION NO. 9637 of 2016**

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KIRITBHAI GORDHANBHAI @ NARANBHAI PATEL & 1....Petitioner(s)

Versus

STATE OF GUJARAT & 2....Respondent(s)

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Appearance:

MR SATYAM Y CHHAYA, ADVOCATE for the Petitioner(s) No. 1 - 2

MR ROBIN MOGERA, AGP ON ADVANCE COPY for the Respondent(s) No.1

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CORAM: HONOURABLE MR.JUSTICE N.V.ANJARIA

Date : 21/06/2016

ORAL ORDER

Learned advocate Mr.Satyam Chhaya for the petitioners, after recording few facts, does not press the present petition as an alternative remedy of filing Revision Application is available under the statute against the order which is impugned in the present petition.

2. Learned advocate submitted that in the facts and circumstances where the petitioners have incurred expenditure in respect of the industry proposed on the land, in order that the petitioners do not suffer prejudice only because of prolongation of time, revisional authority may be directed to decide the Revision Application expeditiously and time-bound.

3. First request is reasonable. In view of alternative statutory remedy available of filing

Revision Application, as per the option exercised by learned advocate for the petitioners, petitioners are relegated to the said remedy of Revision before the revisional authority. Therefore, this petition is not entertained. As far as direction to the revisional authority in the Revision which may be filed by the petitioners is concerned, it is observed that the revisional authority shall consider the submission of petitioners with regard to expeditious disposal of Revision and endeavour that the same is disposed of without unnecessary delay and preferable within a period of four months from the date of filing of such Revision.

4. It goes without saying that this Court has not gone into the merits of the case of the either side and nothing is reflected on the merit. Authority shall decide the Revision Application strictly in accordance with law and on merits.

5. Petition stands disposed of in the aforesaid terms by relegating the petitioners to the revisional proceedings as aforesaid.

(N.V.ANJARIA, J.)

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