

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 187 of 2026**

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SIDI MOHAMMED REZA KHAN & ORS.**Versus****MUNICIPAL CORPORATION OF THE CITY OF SURAT & ANR.**

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Appearance:**MR MIHIR THAKORE, SENIOR ADVOCATE with****MR ASPI M KAPADIA, ADVOCATE with****MS DELSHAD A KAPADIA ADVOCATE with****MS PARINAZ FANIBANDA, ADVOCATE for the Petitioner(s) No. 1,2,3****MR KAUSHAL D PANDYA(2905) for the Respondent(s) No. 1,2**

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CORAM:HONOURABLE MRS. JUSTICE MAUNA M. BHATT**Date : 09/01/2026****ORAL ORDER**

1. This application is filed challenging the notice dated 29.10.2025.

2. Heard learned senior advocate Mr. Mihir Thakore assisted by learned advocate Mr. Aspi Kapadia for the petitioners. Learned senior advocate submitted that pursuant to notice dated 29.10.2025, the possession of area of land which the petitioners has surrendered is directed to be taken within a period of 7 days. The petitioners are not against surrendering the land but the only request is that if a little portion of land is considered for surrender on the upward measurement it would save the constructed palace from being demolished and

for that reason present petition is filed.

3. Learned advocate Mr. Kaushal Pandya for respondent – Corporation submitted that the action by issuance of notice dated 29.10.2025 is pursuant to surrendering of land by the petitioners. Learned advocate submitted that as per his instructions, effect has been given to the notice dated 29.10.2025.

4. Considering the submissions that the petitioners are agreeable to surrender the land and the only question remains with regard to save the construction of palace by taking land having upwards measurement or alternative land available with the petitioners, issue **Notice** returnable on **23.02.2026**.

5. No coercive action to be taken with regard to construction of palace which is the subject matter of present petition till the next date of hearing.

Direct service is permitted.

(MAUNA M. BHATT,J)

SHRIJIT PILLAI