

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/MISC. CIVIL APPLICATION (FOR REVIEW) NO. 2140 of 2026
In R/SPECIAL CIVIL APPLICATION/4613/2026

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VALABHAI KANAHBHAI KHER & ORS.

Versus
STATE OF GUJARAT & ORS.

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Appearance:

MR DIPAN DESAI(2481) for the Applicant(s) No. 1,2,3

MR NIKUNJ KANARA, AGP for the Opponent(s) No. 1,2,4

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CORAM: HONOURABLE MR. JUSTICE NIRZAR S. DESAI

Date : 31/08/2026

ORDER

1. By way of this MCA, it is brought to the notice that at one point of time, learned Advocate Mr. Dipan Desai had brought it to the notice of the Court that while dictating the order, initially, para 9 was dictated as it is. But thereafter, an attention was drawn of the Court that in view of the statement made by learned Advocate Mr. Dipan Desai that the market committee or the petitioners shall not take any policy decision till, the sentence that *“the administration of the market committee shall be continued with the administrator”* was deleted.
2. Today, it is brought to the notice of the Court that despite the Court was agreeable that the aforesaid sentence would not be a part of the order in view of the

statement made by learned Advocate Mr. Dipan Desai, the same is incorporated in the order and therefore, the aforesaid sentence is required to be deleted.

3. Learned AGP could not dispute the aforesaid statement made by learned Advocate Mr. Dipan Desai.
4. In view of the that, para 9 of the order dated 13.08.2026 be read as under:

*“9. With the above observation and direction, the petition is **allowed** in terms of prayer made. However, it is clarified that the aforesaid order is quashed only in respect of granting hearing of the petitioners and till the respondent no. 1 adjudicates upon the issue once again. Rule made absolute.”*

5. Accordingly, the present MCA is allowed. Direct service is permitted.

(NIRZAR S. DESAI,J)

Anuj