

GOVERNMENT OF GUJARAT  
URBAN DEVELOPMENT AND URBAN HOUSING DEPARTMENT  
ARCHIVALAYA, GANDHINAGAR

**NOTIFICATION**

Dated 20:02:2003

**THE GUJARAT TOWN PLANNING AND URBAN DEVELOPMENT ACT, 1976**

NO.GH/V/ 53 OF 2003/TPS-142001/4762-L WHEREAS under Notification, Urban Development and Urban Housing Department NO. 1995/TPS-1491/2768-L. Dated.14/6/1995. the Government of Gujarat exercise of the powers conferred by sub-section (2) of section 48 of Town Planning and Urban Development Act, 1976 (President's Act No.27) (hereinafter referred to as "the said Act") sanctioned a Draft Town Planning Vesu No.1 (SUDA) (hereinafter referred to as "the said scheme") submitted by the Surat Urban Development Authority Surat :

AND WHEREAS in exercise of the powers conferred by section 50 of the said Act, the Government of Gujarat appointed the Town Planning officer for the said Town Planning Scheme :

AND WHEREAS the Town Planning Officer has submitted to the Government of Gujarat, the Town Planning Scheme . Vesu No.1 (SUDA) Preliminary Scheme (hereinafter referred to as "the said Preliminary Scheme") as required under sub-section (2) of section 52 and section 64 of the Gujarat Town Planning and Urban Development Act, 1976 (President's Act No.27 of 1976);

AND WHEREAS the petitioner Nargish widow of Bamanshah Rustomji and others filed SCA 224/2003 against state of Gujarat and others in the Hon'ble Gujarat High Court

AND WHEREAS the Hon'ble Gujarat High Court by its oral order Dated 17-1-2003. "Maintains status quo on T.P. scheme No.-1 (Vesu) SUDA till the next due date of hearing " Then Hon'ble high court vide its oral order dated 10-2-2003 has modified the status quo,

"with the consent of the parties order of status quo granted by this court earlier is hereby modified to the extent that the same shall apply only to final plot No.179 of preliminary T.P. scheme No.1 (Vesu) SUDA and respondents now shall be at liberty to proceed ahead with the sanctioning and implementation of the said preliminary scheme. It is clarified that the status quo qua. Final Plot No. 179 would be qua facts in law both "

Now the above SCA 224/2003 is pending for hearing in the Hon'ble Gujarat High Court.

NOW, THEREFORE, in exercise of the powers conferred by section 65 of the Gujarat Town Planning and Urban Development Act, 1976 (President's Act No.27 of 1976) the Government of Gujarat hereby :

*(Handwritten signature and date)*  
20/02/2003

sanctions " the said Preliminary scheme" subject to the modifications enumerated in the Schedule appended hereto: and also subject to the final decision at Hon'ble Gujarat High court in SCA 224/2003 . Nargish widow of Bamanshah Rustomji and other verses state of Gujarat and others. and states that the said Preliminary scheme shall be kept open to inspection by the public at the office of the Surat Urban Development Authority, Surat during office hours on working days. fixes the 20.02.2003 as the date for the purpose of clause (b) of sub-section (2) of the said section 65.

#### SCHEDULE

Final Plot No.192,193,194 and reconstituted as final Plot No. 195/1 is allotted in lieu of original Plot No.13 as shown in the accompanying plan. So that final Plot No.16 is allotted to appropriate Authority for " Housing for Socially and Economically Backward Classes of People " And reconstituted final Plot No.195/2 is allotted to appropriate Authority for the public purpose of "sale for commercial use" as shown in the accompany plan accordingly the redistribution statement is modified.

Final Plot No.176 which was allotted for public purpose of "sale for commercial Use " shall be Changed and allotted for the public purpose of "School and Play ground: "

Final Plot No.188 which was allotted for the public purpose of "School and play Ground " shall be Changed and allotted for the public Purpose of "sale For Commercial Use"

The Final Plot No. 134 + 140 and Final Plot No.170 is reconstituted as Shown in accompanying Plan.

Town planning officer reconsider the expenditure as contemplated under section 77(1)(g) of the Act. in the final scheme.

By order and in the name of the Government of Gujarat.

**(V.D.Vaghela)**

Officer on Special Duty & Ex-Officio Deputy  
Secretary to the Government of Gujarat  
Urban Development and Urban Housing Department