

Misc. Appeal No. 166 of 2025  
CNR NO. WBHW01-004587-2025  
Present: Abhijit Som,  
District Judge, Howrah.  
J.O. Code – WB01127

Order No. 02 dated 04.09.2025.

The record is put up on prayer.

Learned Advocate on behalf of the appellant moves an application for stay of the operation of the impugned order passed by the Estate Officer.

It is submitted by the appellant that the appeal is filed within the period of limitation and if an order of stay is not granted at this stage, there is possibility of eviction by the Port Authority at any time.

However, it appears from the impugned order that there is a due of almost Rs. 72,00,000/- and Rs. 14,00,000/- from the opposite party of the original proceeding, presumably the respondent no. 2 herein. The appellant is one of the added parties. So, it is not prudent to pass an order of stay without hearing the respondent no. 1 i.e. the Port of Kolkata.

Appellant is directed to serve copy upon the respondents and come before this Court after intimating that the stay application is to be moved.

To date.

Dictated & corrected by me.

D. J.

District Judge, Howrah.