

EXECUTION :- 03 OF 2014
(CNR No. WBPS01-001492-2014)
(JO CODE No. WB01165)

Before Smt. P. Shukla, Ld. Judge, 2nd Bench.

Order no. - 83
Dt. 28.08.2025

Today is fixed for taking steps by the Dhr.

Dhr. files hazira.

Dhr. has filed two petitions today.

This is an application wherein Dhr. prays for reassessment of police cost paid by Dhr.

Heard the submission of Ld. Advocate for Dhr. who submitted that the decree holder further stated on 07.02.2016 an application for additional police assistance was moved and the same has been allowed. In such furtherance cost for such additional police assistance as has been assessed and informed was paid to the tune of Rs.12179/- only and TR form no. 7 was submitted before this Hon'ble Court evincing such payment on 02.01.2017.

Due to pendency of Misc. Appeal 58 of 2018 before the Hon'ble City Civil Court at Calcutta the ejectment execution was stayed from 30.11.2018 and only on 20.06.2025 Hon'ble 4th Bench City Civil Court, Calcutta has been pleased to dismiss on contest the instant Misc. Appeal.

The applicant further states that due to pendency of the aforementioned appeal a long time has elapsed since payment of cost for police help and the cost for police help may have been enhanced and in such circumstances as abundant precaution the applicant decree holders beseeches before this Hon'ble Court to pass a direction on the department to seek information from the concerned New Market Police Station if the cost paid is already sufficient or if any excess payment needs to be made by the decree holder.

From the records before this Hon'ble Court it reveals that till date a total cost of Rs.18,497/- has been paid on account of one Assistant Sub-inspector, three Lady Assistant Sub-inspector, four constables, eight lady constables and one Sergeant.

In view of the above mentioned facts and circumstances, it is humbly beseeched before this Hon'ble Court to direct the department concerned to seek information from concerned New Market Police Station if the total police cost paid is sufficient or excess payment would be required to be paid and if such excess payment is required the details of such payment and to pass such further order/orders as this Hon'ble Court may deem fit and proper and as the applicant is entitled to in law and equity.

Heard. Considered.

The application is formal in nature and also necessary for the disposal of the instant Execution Case.

Hence, the court is inclined to allow the instant application.

The O/C. of New Market is to submit a report within 15 days regarding total police cost which is paid earlier is sufficient or excess payment would be required to be paid and if such excess payment is required the details of such payment.

Let a copy of this order be sent to O/C, New Market P.S. for compliance.

B.C. - II is to do the needful.

To 23.09.2025 for awaiting report from police authority.

D/C by me.

Sd/-

Judge, Bench - II,
P.S.C. Court, Calcutta.

Sd/-

Judge, Bench - II,
P.S.C. Court, Calcutta.