

07-05-2025
Item No.105 ML
Subrata
Bhattacharyya
AR(C)

IN THE HIGH COURT AT CALCUTTA

Constitutional Writ Jurisdiction
Appellate Side

WPA No.1584 of 2025
Rajamuthaiya Paramanandam
-vs-
The State of West Bengal & Ors.
with
CAN No.1 of 2025

Mr. Ayan Banerjee
Mr. Kausik Karmakar ...for the petitioner

Mr. Shuvro Prokash Lahiri
Mr. Amritalal Chatterjee ...for the State

Mr. Shoham Sanyal
Mr. Abhijit Sarkar
Mr. Abhik Chitta Kundu ...for respondent no.4

Mr. Tanmay Mukherjee
Mr. Abhinaba Roy ...for the CAN

1. CAN No.1 of 2025 has been filed for addition of party by a similarly circumstanced allottee of the subject residential complex. The respondents do not oppose to such addition.
2. In view of the above, the application for addition of party is allowed.
3. Let the cause title of the writ petition be amended by adding the applicant as party respondent. A copy of the amended writ petition shall be served upon the added respondent.
4. The report filed by the Special Commissioner, Housing Department, Government of West Bengal dated April 3, 2025 be taken on record. A copy thereof be circulated.

5. It appears from the report that for the purpose of providing car parking space to the allottees, there may be a requirement for amalgamating the adjoining land in the project.
6. Learned counsel for the developer seeks time to revert with instructions.
7. Learned counsel for the petitioner submits that the developer is taking steps to form an association.
8. The developer is directed not to take any further steps for formation of the apartment owners' association till June 30, 2025 or until further order, whichever is earlier.
9. The writ petition is fixed for consideration on June 17, 2025.
10. All parties are to act on the server copy of this order duly downloaded from the official website of this court.
11. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]

