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17.04.2023
d.p.

**In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side**

W.P.A 2134 of 2023

**Partha Guha
-versus
The Secretary, M.E. Department & Ors.**

**Mr. Saptanshu Basu, Sr. Adv.
Mr. Debdatta Sen,
Ms. Suchishmita Ghosh Chatterjee,
Ms. Ledia Dasgupta.
...For the Petitioner.**

**Mr. Sayan Sinha.
...For the Municipality.**

**Mr. Rabindra Narayan Dutta,
Mr. Hare Krishna Halder.
...For the Respondent
Nos. 1 and 2.**

**Mr. Asish Guha,
Mr. Joyak Kumar Gupta.
...For the Respondent
Nos. 5 and 6.**

Affidavit-of-service filed in Court today is taken on record.

The petitioner alleges that the respondent Municipalities are not disbursing payment in accordance with the bills raised by the petitioners upon satisfactory performance of the work conducted as per the tenders floated by the Municipalities.

The respondent Municipalities and the Municipal Engineering Department are directed to file report by way of affidavit dealing with the contentions of the

petitioner. The report shall be supported by necessary documents.

The report shall be prepared and served upon the learned advocate appearing for the petitioner by 15th May, 2023. Exception to the report may be filed by the petitioner by 9th June, 2023.

Liberty to mention.

Let a notice be served upon the non-appearing respondents communicating the order of the Court.

The point of maintainability of the writ petition as raised by the respondents are left open to be decided at the time of final hearing of the writ petition.

(Amrita Sinha, J.)