

12.06.2026
Sayandeep
Sl. No. 02
Ct. No. 03

CPAN 223 of 2026
IN
WPA 17290 OF 2025

Shib Kumar Bhakat
-versus-
Soumen Bhakat & ors.

Mr. Ashim GHoshal
Mr. Ushananda Jana

..... for the petitioner

Mr. Amal Banerjee

..... for the alleged contemnors

1. The present contempt application has been filed complaining non-compliance of the order dated 24th November, 2025. I find that by order dated 24th November, 2025, this Court noting that the municipal authorities having taken cognizance of the illegal construction and having issued the notice dated 30th June, 2025, had directed the municipal authorities to bring the proceedings already initiated by them vide notice dated 30th June, 2025 to a logical conclusion unless the same has been disposed of.

2. Today, the learned advocate appearing for the alleged contemnors would submit that the Chairman has already passed an order. By placing before this Court the order dated 22nd January, 2026, it is submitted that the Chairman had already complied with the above direction by noting the illegal construction.

3. Having heard the learned advocates appearing for the respective parties and noting that this Court had directed the municipality to conclude the demolition proceedings, the order passed by the Chairman cannot in my view constitute conclusion of the proceedings as the Chairman is not competent to pass an order for demolition under the provisions of Section 218 of the West Bengal Municipal Act, 1993. Prima facie, I find that the contemnor No. 3 who is the member of the Board of Councilors has not carried out the above order. Accordingly, let a rule of contempt be issued on the alleged contemnor No. 3, i.e., Soumen Bhakat, representing the Board of Councillors, Rampurhat Municipality, 153L, Gandhi Park Road, P.O.-Rampurhat, District-Birbhum, West Bengal, PIN-731224.

4. Pendency of the contempt application shall not stand in the way of the contemnors complying with the direction passed by this Court.

5. List this matter on 25th September, 2026.

Rule drawn in
separate sheet

(Raja Basu Chowdhury, J.)