

30.03.2026  
rc/ct.no.15  
Item No.29

**WPA No. 8674 of 2025**  
**Debasis Chowdhuri**  
**Versus**  
**The State of West Bengal & Ors.**

Mr. M.A.Samad  
Ms. Priyanka Sharma ..for the petitioner

Mr. Amit Gupta  
Ms. Mousumi Banerjee ..for the State

Mr.Taher Ahamad ...for the respondent no. 7

Mr.Dilip Kumar Singha  
Mrs. Tithi Paul ...for the respondent no. 8

Alleging unauthorized construction being raised by the 8<sup>th</sup> respondent, the petitioner approached this Court in writ petition being WPA No. 2088 of 2021. By an order passed on April 20, 2021, a coordinate Bench of this Court directed the concerned Pradhan to consider and dispose of the representation submitted by the petitioner within a stipulated time frame. This Court further directed that in the event the construction raised by the private respondent was in violation of the plan sanctioned or devoid of sanctioned plan, necessary steps would be taken to deal with such unauthorized construction, in accordance with law. The order was not complied with for which a contempt application was filed. In disposing of the contempt application, this Court observed that since the Pradhan had already come to a finding that the construction made by the private

respondent was without obtaining any permission from the competent authority and since the matter was referred to the Sub-Divisional Officer, the petitioner was granted leave to follow up the matter before the Sub-Divisional Officer for demolition of the unauthorized construction.

It is most unfortunate to note that the said unauthorized construction is yet to be demolished.

Such conduct of the Sub-Divisional Officer amounts to gross and deliberate violation of the order passed by this Court. The Sub-Divisional Officer, Ghatal Sub-Division, being the 3<sup>rd</sup> respondent herein is directed to demolish the said unauthorized construction in terms of the order passed by this Court earlier within two weeks from the date of communication of this order failing which the said respondent shall personally appear before this Court and submit an explanation as to why necessary steps shall not be taken against him for deliberate non-compliance of the order of this Court.

Let the matter appear under the same heading on 17<sup>th</sup> April, 2026.

**(Suvra Ghosh,J)**