

24.04.2024
Ct. no.654
Sl. No. 6
ab

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
(Appellate Side)

W.P.A. 11557 of 2023
(assigned)

Smt. Indrani Panja
Vs.
Howrah Municipal Corporation & ors.

Ms. Debjani Sengupta
Ms. Paulomi Ghosh
... for the petitioner

Mr. Sandipan Banerjee
Mr. Ankit Sureka
Mr. Sobhan Majumder
... for the H.M.C.

Mr. Tanmoy Mukherjee
Mr. Souvik Das
Mr. Rudranil Das
Mr. K.E. Ahmed
... for the respondent nos.3 & 4

Affidavits of compliance filed on behalf of added respondent nos. 3 and 4 in terms of order dated 5th December, 2023 passed by the Hon'ble Division Bench in MAT 2319 of 2023 are taken on record.

Mr. Tanmoy Mukherjee, learned advocate for the added respondent nos. 3 and 4 undertakes to serve copy of the aforesaid affidavits upon learned advocate for the petitioner.

Mr. Sandipan Banerjee, learned advocate for the Howrah Municipal Corporation files affidavit of compliance, which is taken on record. Copy served. He submits that already Howrah Municipal Corporation has demolished 2nd, 3rd, 4th and 5th floors of the building in

question. The ground floor and the 1st floor, if required for demolition, are to be undertaken by Borough-VI of the Howrah Municipal Corporation, since the work of demolition of such floors does not fall within the domain of the building department of the Howrah Municipal Corporation.

At this stage, Ms. Debjani Sengupta, learned advocate for the petitioner seeks leave to add Assistant Engineer, Borough-VI of the Howrah Municipal Corporation as party respondent in the present writ petition.

Leave granted to learned advocate for the petitioner to implead Assistant Engineer, Borough-VI of the Howrah Municipal Corporation as party respondent in the present writ petition.

Learned advocate for the petitioner is directed to serve copy of the amended writ petition upon added respondent and file affidavit of service on the returnable date.

Learned advocate for the petitioner also seeks accommodation to file Exception to the affidavit of compliance filed on behalf of the Howrah Municipal Corporation.

Let such Exception be filed by the petitioner by the next date fixed.

Let the matter appear on **6th May, 2024** under the same heading.

(Bivas Pattanayak, J.)