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Ct.3.

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA 17495 of 2025

Sarat Sengupta
Versus
The Howrah Municipal Corporation & Ors.

Ms. Shebatee Datta
Ms. Poulami Roy
... For the petitioner.

Mr. Sandipan Banerjee
Mr. Ankit Sureka
... For Howrah Municipal Corporation

Mr. Ayan Banerjee
Mr. Suman Banerjee
... For the respondent nos. 7 & 8

1. On 5th January, 2026, this Court was inter alia pleased to pass the following order.

“Affidavit of service filed in Court is taken on record.

Challenging the order dated 15th July, 2025, passed by the Assistant Engineer, Borough No. VII, Howrah Municipal Corporation, the instant writ petition has been filed.

According to the petitioner, though the property in question is a 200 years old building and though the partition deed reflects that there was an existing stair head room, the municipal authority by the above order had directed demolition of such room. This apart, the learned advocate representing

the petitioner by placing reliance on the Office Circular No.9 of 2013-2014, issued by the Kolkata Municipal Corporation dated 30th December, 2013 would submit that for carrying out minor repairing works in the existing structure no objection certificate is not necessary to be obtained from the municipality. Accordingly the construction of first floor asbestos shed for constructing the toilet which has been directed to be demolished is also covered/protected by the above circular. It is still further submitted that the joint inspection report dated 10th June, 2025, based on which the above order has been passed was also not served on the petitioner.

Having heard the learned advocates appearing for the respective parties, I am of the view that the records of this case must be produced when the matter is taken up next.

Let this matter appear for further consideration under the same heading in the daily supplementary list on 19th January, 2026.

Status quo shall be maintained till the next date”.

2. Since, the municipality despite repeated direction had failed to file the report, by an order dated 5th March, 2026, the matter was posted for consideration in the Combined Monthly List of April, 2026.

3. Today, Mr. Banerjee, learned advocate representing Howrah Municipal Corporation would submit that the report is still not ready and prays for further extension.

4. In the light of the above, as a last chance, time to file report stands extended by a period of four weeks from date.

5. List this matter in the Combined Monthly List of June, 2026.

6. The interim order passed earlier stands extended till the disposal of the writ petition or until further order whichever is earlier.

(Raja Basu Chowdhury, J.)