

S/L 18
09.04.2026
Court No.18
SD

IN THE HIGH COURT AT CALCUTTA
SPECIAL CIVIL JURISDICTION

CPAN 1257 of 2024

In

WPA 21128 of 2021

CAN 1 of 2023

Birds Jute and Exports Limited & Anr.

Vs.

Kasturi Chowdhury & Ors.

Mr. Supratim Dhar, Sr. Adv.

Mr. Aritra Basu

Mr. Debabrata Das

Mr. Saptarshi Mukherjee

Mr. Tirthankar Nandi

...for the Applicants.

Mr. Amales Ray, Sr. Adv.

Ms. Mousumi Bhowal

Mr. Aman Gupta

Mr. Ishan Bhattacharya

...for the Alleged Contemnors.

1. Let notice be served upon Mr. Soumitra Bandyopadhyay and Mr. Subhasis Bandyopadhyay, learned advocates who represented the State respondents in the instant writ petition.

2. The undertaking by the South Dum Dum Municipality given in the report in the form of an affidavit affirmed on June 30, 2023 mentions that necessary steps will be taken within a reasonable period for acquisition of the subject plot of land in terms of the West Bengal Municipal Act, 1993.

3. The petitioners allege that no steps have been taken for acquisition of the subject land till date.

4. Learned advocate representing the alleged contemnors submits that the petitioners filed an application in the instant writ petition challenging the said report.

5. Learned advocate representing the petitioners submits that the petitioners will not proceed with the said application.

6. In view of the above, CAN 1 of 2023 filed by the writ petitioners stands dismissed as 'not pressed'.

7. As per the report of the Municipality, the area of encroachment is 0.7412 acre. Till the valuation of the subject plot of land is prepared, the Municipality is not in a position to make payment.

8. According to the Municipality, the Additional District Magistrate (LR) has been approached for making the necessary calculation for acquisition of the subject land.

9. To allow the learned advocate for the State respondents to revert with the amount payable on account of acquisition of the subject plot of land, hearing of the contempt application stands adjourned till May 21, 2026.

10. Be it recorded that the land where the reservoir has been constructed unauthorizedly is the retained land of the petitioners as appearing from the report of the Block Land & Land Reforms Officer dated March 21, 2014 appearing at pages 130 and 131 of the application for contempt.

11. Parties to act on the basis of the server copy of this order duly downloaded from the official *website* of this Court.

(Amrita Sinha, J.)