

**28.03.2024**  
**M.L.-285(KB)**  
**Ct. No.-15**

**IN THE HIGH COURT AT CALCUTTA**  
**CONSTITUTIONAL WRIT JURISDICTION**  
**APPELLATE SIDE**

**WPA No. 19245 of 2018**  
**with**  
**IA No. CAN 1 of 2018**  
**(Old No. CAN 9617 of 2018)**

**Dr. Ananya Mandal**  
**-Versus-**  
**Kolkata Municipal Corporation & Ors.**

Mr. Kallol Basu  
Mr. Bratin Kumar Dey  
... For the petitioner.

Mr. Alok Kumar Ghosh  
Mr. Gopal Chandra Das  
... For the KMC.

Mr. Rahul Karmakar  
Mr. Sourav Guchhait  
... For the Respondent no.6.

The writ petition is heard in presence of the learned advocates representing the parties.

On hearing the learned advocates representing the petitioner and the respondent no.6 it appears that for carrying out repairing work at the premises of the petitioner, the order passed by a coordinate Bench on 11<sup>th</sup> October, 2018 needs to be followed.

During course of hearing, Mr. Basu, learned advocate representing the petitioner has drawn attention of this Court to one communication dated 3<sup>rd</sup> November, 2018 issued by the Professor, Faculty of Engineering & Technology, Department of Construction Engineering,

Jadavpur University which depicts requirement of making payment of Rs.50,000/- each at two stages with GST for carrying out inspection in order to facilitate repairing work.

This Court has posed query to Mr. Karmakar, learned advocate representing the respondent no.6 whether the steps were taken by the respondent no.6 for making payment in terms of the said communication dated 3<sup>rd</sup> November, 2018 since such payment is required to implement the direction as contained in the order dated 11<sup>th</sup> October, 2018 passed by a coordinate Bench in this writ petition.

Mr. Karmakar has prayed for an accommodation to obtain instruction whether the payment has been made or not.

Hearing of this petition stands adjourned for seven days in order to enable learned advocate for the respondent no.6 to obtain instruction. If, till date payment has not been made by the respondent no.6 in favour of Jadavpur University pursuant to the communication dated 3<sup>rd</sup> November, 2018, necessary steps are required to be taken by the respondent no.6 for making payment in order to commence the repairing work strictly in terms of the order dated 11<sup>th</sup> October, 2018.

Let the writ petition retain its own position.

The letter dated 3<sup>rd</sup> November, 2018 issued by the Professor, Faculty of Engineering & Technology, Department

of Construction Engineering, Jadavpur University is taken on record.

**(Saugata Bhattacharyya, J.)**