

27.08.2025

Ct. No. 30

S.L No. **25**

MKP

WPA 19245 of 2018
With
IA No. CAN/1/2018
(Old No. CAN/9617/2018)

Dr. Ananya Mandal

Vs

**The Kolkata Municipal Corporation &
Ors.**

Mr. Kallol Basu

Mr. Bratin Kumar Dey

Mr. Ayshman Dasgupta

Mr. Subhankar Banerjee

.....for the Petitioner

Mr. Alak Kumar Ghosh

Mr. Mihir Kundu

Mr. Gopal Chandra Das

.....for K.M.C.

Mr. Soumya Majumdar, Sr.Adv.

Ms. Swati Agarwal (V/C)

.....for the Respondent No.6

1. The writ application has been preferred praying for direction upon the respondents to take immediate steps for stopping the construction work at premises no.56, Syed Amir Ali Avenue, P.S.Karaya, Borough – VIII, Kolkata – 700 019 and not to cause any construction work and/or further construction work at

the said premises. The petitioner has further prayed for direction upon the private respondents to restore the structures by repairing and reconstruction at 60A, Syed Amir Ali Avenue, P.S.-Karaya, Borough – VIII, Kolkata – 700 019 as per the Report of the Structural Engineer.

2. In course of hearing, the parties have entered into an amicable settlement and have filed a memorandum of understanding/settlement before this Court (two separate notarized duly executed copies of the same memorandum of understanding/settlement).

3. On perusal of the said terms and conditions in the said memorandum of understanding/settlement, it appears that para 21, 23, 24 and 25 therein are not lawful and thus not accepted by this Court. As such para 21, 23, 24 and 25 to not form part of the memorandum of understanding/settlement. Rest of terms and conditions being lawful are accepted by this Court.

4. The writ application is accordingly disposed of on being amicably settled. The memorandum of understanding/settlement dated 26.08.2025 **except para 21, 23, 24 and 25 therein** be made part of the record.

5. It is made clear that in case of any future disputes, the parties shall be at liberty to avail of remedy provided under the law.

6. The Writ application stands **disposed of**.

7. Applications, if any, connected thereto stand disposed of consequently.
8. Interim order, if any, stands vacated.
9. Photostat certified copy of this order, if applied for, be given to the parties on priority basis upon compliance of all formalities.

[Shampa Dutt (Paul). J]