

22.01.2026
Item No.761 (DL)
Court No.551
AJ.

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

W.P.A. 20841 of 2025

**Ramkrishna Vivekananda Mission & Anr.
-Vs-
Union of India & Ors.**

Mr. Kishore Datta, Sr. Adv.,
Mr. Aniruddha Mitra, Sr. Adv.,
Mr. Vivekananda Bose,
Mr. Ratikanta Pal,
Mr. Jaydeb Ghorai,
Mr. Suman Chatterjee,
Mr. Diptesh Ghorai.

...for the petitioners.

Mr. Atarup Banerjee,
Mr. Kushi Prasun Chatterjee,

....for the Union of India.

Mr. Indrajit Dasgupta,
Mr. Gourab Maiti.

....for the Cantonment Board.

1. This writ petition assails a notice dated August 26, 2025 issued by the Estate Officer under Section 4(2) of the Public Premises (Eviction of Unauthorized Occupants) Act, 1971 (in short 'the said Act of 1971').

2. Mr. Datta, learned senior Advocate appearing for the petitioners submits that the notice is wholly without jurisdiction. It is submitted that the petitioners are the lessees under the actual owners of the land in question and that even if it is assumed that the notice has some substance, then also, since there is a bona fide dispute as regards title to the land in

question, the same cannot be adjudicated by the Estate Officer in a summary proceeding under the said Act of 1971.

3. Although Mr. Datta has begun his opening submissions, he is yet to conclude. For continuation of arguments, list this matter once again on February 05, 2026 as requested.

(Om Narayan Rai, J.)