

09.09.2026
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Ct No. 446
tkm

WPA 24260 of 2026

**Tapas Bhakat
Vs
Union of India & Ors.**

Mr. Shamik Chatterjee
Mr. J Mondal
Mr. A B Mahata
Mr. S Kabir
Mr. Anirban Das

...for the petitioner

Mr. Indrajeet Dasgupta
Ms. Amrita Pandey

...for the UOI

Mr. Indrajeet Dasgupta
Mr. Gourab Maity

...for the cantonment board

1. Affidavit of service filed by the petitioner is taken on record.
2. Despite service, State is unrepresented.
3. Mr. Chatterjee, learned advocate for the petitioner, submits that respondent no. 3 has floated a tender for allotment of Mangal Pandey Park. The petitioner participated in the said tender process. Having emerged as the successful bidder, the said park was allotted to the petitioner, and an agreement for use and occupation and construction of a stall inside the park was executed between the petitioner and respondent no. 3 for a period of five years. He submits that, as per the terms and conditions stipulated in the agreement, the petitioner was required to pay a sum of Rs. 39 lakhs by June 2026. However, on 26th June 2026, some unknown miscreants barged into the said

park and forcibly ousted the petitioner from the park. Due to such incident, the petitioner could not pay the said amount. As a result, he cannot repossess the said park. On the other hand, respondent no. 3 is putting pressure upon the petitioner to pay the entire amount. He submits that, before taking possession of the same, a sum of Rs. 5 lakhs was deposited by the petitioner as security. He further submits that respondent no. 3 may encash the said amount and that, as on date, the petitioner is in a position to pay a sum of Rs. 5 lakhs.

4. In response, Mr. Dasgupta, learned advocate appearing for respondent no. 3, submits that, as on date, a sum of Rs. 48 lakhs is due and payable by the petitioner. He submits that such proposal given by the petitioner may not be accepted by the respondent no. 3. However, he prays for a short accommodation to avail necessary instruction.

5. In view thereof, place the matter in the daily supplementary list of the Regular Bench for further consideration one week hence.

6. So far as the allotment and possession of Mangal Pandey Park, which is the subject matter of the present proceedings, are concerned, no coercive steps shall be taken against the petitioner in respect of the said park till the end of September, 2026, or until further orders, whichever is earlier.

(Partha Sarathi Chatterjee, J.)