

25th Sept.,2025
Item no.D/L 11
Court No. 14
Pradip, A.R.(Ct.)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

Case No. **WPA 23385 of 2025**

In the matter of :
Sudip Ghosh & Ors. *.... Petitioners*
VS.
The State of West Bengal & Ors. *....Respondents*

For the Petitioners:

Mr. Sakti Nath Mukherjee, Sr. Adv.
Mr. Saptanshu Basu, Sr. Adv.
Mr. Biswaroop Bhattacharyya
Mr. Arup Nath Bhattacharyya
Mr. Priyabrata Thakur
Ms. Sayani Das
Ms. Sreetama Biswas
Mr. Arya Bhattacharyya
Mr. Snehasish Dey

....Advocates

For the State:

Mr. Amal Sen, Ld. AAG
Ms. Munmun Ganguly

....Advocates

1. None represents the West Bengal Pollution Control Board being the respondent no. 5, the National Coastal Zone Management Authority, being the respondent no. 6, West Bengal State Coastal Zone Management Authority being the respondent no. 7 and the private respondent.
2. Affidavit of service filed in Court today is taken on record.
3. The issue involved in the instant writ petition is more or less similar to the issue involved in WPA 27403 of 2024 (Mandarmoni Hoteliers Association Vs. Union of India & Ors.).

4. The petitioners pray for stay of the direction passed by the National Green Tribunal, Eastern Zone Bench, Kolkata in Original Application No. 215/2024/EZ on 30th July, 2025. The Original Application and the Interlocutory Application(s) have been disposed of.
5. The District Magistrate & Collector, Purba Medinipur has been directed to initiate immediate action for demolition of the subject hotel within a period of one month and file action taken report with photographs by 31st October, 2025.
6. The time period within which such action ought to have been taken by the District Magistrate & Collector appears to have expired.
7. As it appears that the issue in question is already pending consideration before this Court, accordingly, the Court is inclined to pass similar restraint order as passed in the matter of Mandarmoni Hoteliers Association (supra).
8. The respondents are restrained from taking any steps for demolition of the subject hotel till 13th December, 2025 or until further orders, whichever is earlier.
9. Respondents are directed to file their affidavit in opposition by 7th November, 2025. Reply, if any, may be filed by 14th November, 2025.
10. Relist the matter on 10th December, 2025.

(Amrita Sinha, J.)