

D/L 144
16.01.2025
Court No.14
PRADIP

IN THE HIGH COURT AT CALCUTTA
SPECIAL CIVIL JURISDICTION

CPAN 1349 of 2023
In
WPA 15703 of 2022

Moulita Ganguly & Ors.
Vs.
Ahmad Sayeed

Mr. Koushik Dey
Mr. Sanjib Kr. Das

...for the petitioners.

Mr. Arkadipta Sengupta
Mr. Tirthankar Dey
Mr. Ria Naskar

...for the alleged contemnor.

1. Leave granted to the advocate-on-record of the petitioners to implead the competent authority of the Asansol Municipality as contemnor in the contempt application and serve a copy of the contempt upon the added respondent.
2. Learned advocate representing the petitioners, has drawn attention of the Court to the undertaking filed by the private respondent in the writ petition to hand over possession of the newly constructed structure to the petitioners by 15th August, 2023; the same has not been done. On the contrary, the private respondent has made temporary construction of stalls and let out the same to third parties.
3. Learned advocate representing the private respondent in the writ petition, and the contemnor in the contempt petition submits that, despite steps being taken to get the plan sanctioned from the Corporation, the same has not materialized till date. Till a sanction is granted by the Corporation, the private respondent cannot proceed with the work of construction.

4. Learned advocate for the private respondent seeks time to take instruction as to whether accommodation in the temporary stalls can be provided to the petitioners who handed over vacant possession to the private respondent.
5. To allow the learned advocates appearing on behalf of the petitioners and the private respondent to take instruction with regard to the accommodation in the temporary stall at the subject place, let the matter appear in the list on 13th February, 2025.
6. Learned advocate for the Corporation shall come ready with instruction as to why the plan proposal submitted by the private respondent is not being accepted for sanction of the same.

(Amrita Sinha, J.)